

City of Oakland
Mayor's Commission on Persons with Disabilities (MCPD)
Monday, October 16, 2023
5:30 p.m.-7:30 p.m.
Hearing Room 1, First Floor
One Frank H. Ogawa Plaza (City Hall), Oakland, CA 94612

THIS IS AN IN-PERSON MEETING

Members of the public participating in the meeting must attend in-person. When commenting folks shall state their name and the organization they are representing, if any.

PUBLIC WEBCASTING

The public can observe this meeting remotely.

- View the meeting live on KTOP or on the City's website at:
<https://www.oaklandca.gov/topics/ktop-tv-10>
- To view the meeting by video, click on the link to download Zoom and open the meeting on a computer or smart phone:
<https://us06web.zoom.us/j/86451808799>
- To listen to the meeting by phone, dial: (408) 638-0968
(For international numbers, go to: <https://zoom.us/j/86451808799>)
ZOOM MEETING ID: 864 5180 8799

Remote participation including public comment via teleconferencing is not available at this time. Hybrid meetings may commence once MCPD and the City of Oakland has established meeting procedures and allocated resources for simultaneously supporting in-person and remote participation.

Public Survey on Return to In-Person Meetings: A survey has been created to gather feedback from the public regarding board and commission meetings in the City of Oakland:
<https://us.openforms.com/Form/d98a20d5-72e7-4d23-8fc3-be13f6cd32bb>

Submitting Comments in advance of the meeting:

To send your comments directly to MCPD and staff *BEFORE* the meeting starts, please include your full name and agenda item number you are commenting on, to ADA Programs at adaprograms@oaklandca.gov with “MCPD Meeting Agenda Comments” in the subject line.

Please note that eComments submissions close one (1) hour before posted meeting time (5.30pm). All submitted public comments will be provided to the MCPD prior to the meeting.

If you have any questions, please contact ADA Programs at adaprograms@oaklandca.gov with “MCPD Meeting Agenda Question” in the subject line.

MCPD Webpage: www.oaklandca.gov/MCPD

Subscribe to MCPD’s mailing list:

<https://share.hsforms.com/1YUhtVL1vSvidglBneJN12Qch6is>

Commissioners: Cathy Eberhardt (Acting Chair), Noah Smith (Vice Chair), Ayanna Keeton, Marjorie Lynne, Leonard Moore, Kyle O’Malley, Fatimah Aure, Barry Robinson

Commission staff: Anh Nguyen-ADA Programs Division Manager, Mark Romoser-ADA Program Analyst I

Agenda

- 5:30 1. In-person meeting logistic and rules
- 2. Roll Call/Determination of Quorum
- 5:35 3. Open Forum
Any person may directly address the Commission on any items within the jurisdiction of this Commission not on the agenda for today. Speakers wishing to address a specific item on the agenda may do so when invited at the time the item is being considered. There is no discussion allowed during Open Forum. Please raise your hand if you wish to comment and wait to be called on.

In-person public comment will only be taken during Open Forum and during specific requests for public comment. There may be time limits put on comments if necessary.

All discussion topics are first opened to MCPD commissioners for comment and then for public comment, unless otherwise stated. Staff will read any e-comments that was submitted.

- 5:45 4. Agenda Modification
MCPD Commissioners may move around the agenda items to better conduct the meeting.
5. Approval of February 2023 Minutes (**Exhibit A**)
Approval of March 2023 Minutes (**Exhibit B**)
Approval of April 2023 Minutes (**Exhibit C**)
Approval of May 2023 Minutes (**Exhibit D**)
Approval of June 2023 Minutes (**Exhibit E**)
Approval of July 2023 Minutes (**Exhibit F**)
- 5:50 6. Commissioner's Announcements
Commissioners will provide brief updates on their activities and make announcements relevant to the commission and the Strategic goals of the Commission. *There is no discussion during announcements.*
- 6:00 7. City Attorney's Office – Status of elevator ordinance by Laura Lane and Braz Shabrell (**Exhibit G**)
- 6:20 8. City Attorney's Office – Status of lawsuits against the city by Kevin McLaughlin (**Exhibit H**)
- 6:40 9. Department of Transportation – Broadway Streetscape Improvements, Martin Luther King, Jr. Way Streetscape Improvements, and 7th Street Connection Project by Ruth Meza (**Exhibit I**)

- 7:00 10. Planning and Building Department – General Plan Phase 2 by Johnny Jaramillo and Joanna Winter (**Exhibit J**)
- 7:20 11. Forming an ad-hoc committee to explore hybrid meeting led by Commissioner Smith
- 7:25 12. Staff Updates and Announcements
Anh Nguyen, ADA Programs Division Manager

Future Agenda Items

Staff will briefly update on agenda items for upcoming meetings.

See MCPD scheduler at tinyurl.com/MCPD-AgendaPlanner. Suggestions for future agenda items are also welcome; email adaprograms@oaklandca.gov for suggestions.

- 7:30 13. Adjournment
(Meeting shall end no later than 7:30 p.m., unless extended by majority vote of the Commission.)

Note: The Commission May Take Action on Any Item on the Agenda

Agenda item start times are approximate and are provided as a courtesy guide only. Timing and order of items may change as part of Agenda Modification and Approval and/or as needed based on staff and time availability during the course of the meeting.

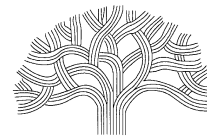


This meeting location is wheelchair accessible. To request disability-related accommodations or to request American Sign Language (ASL), Cantonese, Mandarin, or Spanish language interpreter, please email adaprograms@oaklandca.gov or call (510) 238-5219 (V) or 711 (California Relay Service) at least five (5) business days before the meeting. Please refrain from wearing scented products to this meeting as a courtesy to attendees with chemical sensitivities.

Esta reunión es accesible para sillas de ruedas. Si desea solicitar adaptaciones relacionadas con discapacidades, o para pedir un intérprete

de en español, Cantonés, mandarín o de lenguaje de señas (ASL) por favor envíe un correo electrónico a adaprograms@oaklandca.gov o llame al (510) 238-5219 (V) o al 711 para servicio de retransmisión (Relay service) por lo menos cinco días hábiles antes de la reunión. Se le pide de favor que no use perfumes a esta reunión como cortesía para los que tienen sensibilidad a los productos químicos. Gracias.

會場有適合輪椅出入設施。需要殘障輔助設施, 手語, 西班牙語, 粵語或國語翻譯服務, 請在會議前五個工作天電郵 adaprograms@oaklandca.gov 或致電 (510) 238-5219 或 711 (電話傳達服務)。請避免塗搽香氛產品, 參加者可能對化學成分敏感。



City of Oakland

Mayor's Commission on Persons with Disabilities (MCPD)
Monday, February 27, 2023 5:30 p.m.-7:30 p.m. via Zoom Conference

Minutes

Commissioners: Cathy Eberhardt (Vice Chair), Noah Smith (Vice Chair), Ayanna Keeton, Leonard Moore, Marjorie Lynne, Kyle O'Malley

Commission staff: Anh Nguyen-ADA Programs Division Manager, Emily Seelenfreund-ADA Programmatic Access Coordinator

Presenters: Andrea Mariano: Facilitator, City of Oakland, Human Resources Management, Zach Adinoff: City of Oakland, EMSD, Crystal Cho: City of Oakland, EMSD

Other attendees (from webinar Attendee list): Sheela Gunn-Cushman, Fatimah Aure

Meeting called to order by Vice-Chair Smith at 5:36 pm. At roll call, quorum was initially not established with only five of eight commissioners present (X)

Commissioners	Present (x)
Cathy Eberhardt (Vice Chair)	X (late:technical difficulties)
Noah Smith (Vice Chair)	X
Erin Hattersley	
Ayanna Keeton	X
Marjorie Lynne	X
Leonard Moore	X
Kyle O'Malley	X

Open Forum:

Sheila Gunn-Cushmann introduces herself as the new Emergency Preparedness Coordinator for the Independent Living Center. She plans to regularly attend MCPD meetings and would like to be involved in any emergency preparedness planning that the City is undertaking.

Exhibit A

No modifications were suggested for the agenda.

Commissioner's Announcements and Strategic Plan Updates

- Marjorie Lynne brings up the end of the Covid state of emergency and raises a potential concern regarding coverage of telehealth visits as many were developed under the emergency act. Such visits are a huge benefit to persons with disabilities. Additionally, Marjorie Lynne would like more information about how the City is going to cover Covid testing and the distribution of Paxlovid.
- Kyle O'Malley brings up the implementation of Care Courts and states that to the extent anyone is interested in supporting the litigation designed to challenge Care Courts- the public is permitted to send a letter to the Supreme Court of California. If anyone is interested in more information about that process- they can reach out to Kyle or Disability Rights California.
- Vice-Chair Smith informs the Commission that he has been communicating with the Mayor's office and it's likely that two additional commissioners will be sworn in by the March MCPD meeting.

Vice-Chair Eberhardt was able to join the meeting and quorum was subsequently established.

2023 Strategic Planning (Exhibit C to Agenda)

- Andrea Mariano suggests moving this discussion to the March meeting in the hopes that the additional commissioners will be sworn in.
- Vice-Chair Smith moves to table this action item to next month and Kyle O'Malley seconds. The motion passes unanimously.

Now that quorum has been established, the Commissioners return to the agenda item of the January 2023 minutes. Kyle O'Malley moves to approve them and Vice-Chair Smith seconds. The motion to approve the January 2023 minutes passes.

Election of 2023 Officers

Exhibit A

- Vice Chair Smith notes that the MCPD is several months delayed in electing new officers but also states that they are due to have two new commissioners join next month. He is inclined to wait until next month, provided they can elect new officers before the strategic planning agenda item.
- Marjorie Lynn moves for the Commission to delay election until there are more officers available. Vice Chair Smith seconds Marjorie's motion and the motion passes unanimously.

The Brown Act, Amendment AB 2449, and In-Person Commission Requirements (Exhibit B to Agenda)

- Vice-Chair Smith begins the conversation by noting that with the end of the Covid State of Emergency, subsequent MCPD meetings are scheduled to take place in person. He notes that this may pose difficulties for both Commissioners and members of the public with disabilities, and it may be worth doing some advocacy around this issue.
- Anh Nguyen leads a presentation about the Brown Act and Public Meeting requirements:
 - A message from the City Administrator's Office confirms that all public bodies subject to the Brown Act that were temporarily allowed to meet virtually, will be required to resume in-person meetings following the lifting of the emergency order on February 28, 2023.
 - The City plans to use Zoom to allow members of the public to observe meetings. They are not allowing people to provide comments via Zoom at this time, but hope to provide that capability in the future
 - The Brown Act requires all members of public bodies to ensure that locations where any commission attends a meeting are open to the public
 - AB 2449 amends the Brown Act to allow teleconferencing without location publication in two circumstances:
 - 1) Just cause which is defined as a child or caregiving need, contagious illness, a need related to a disability, or business travel. A commissioner can only use the just cause requirement for a maximum of 2 meetings per year.

Exhibit A

- 2) Emergency circumstances which is defined as a physical or family medical emergency that prevents a member from attending in person.
- AB 2449 specifies that a quorum of the legislative body must still participate from a single physical location, identified in the agenda and open to the public. Further, no member may participate solely by teleconference for more than 3 consecutive months.
- Sheila Gunn-Cushmann comments about how beneficial remote meetings have been for disabled individuals- allowing some to get involved in civil advocacy who had never been able to be at the table before. She states that the purpose of the Brown Act was never to hamper communities from being engaged and the law should be brought into the present.
- Anh Nguyen mentions a new Senate bill, Bill 411, that has been introduced, which offers similar hybrid flexibility, similar to what was in effect during the state of emergency. ADA Programs has been working with the State Disability Council to learn more and see how MCPD could advocate for potential hybrid meetings.

Equity in Oakland's Emergency Operations Plan (Exhibit D to Agenda)

- Zack Adinoff begins the presentation. He notes that the emergency operations plan must undergo an equity analysis which includes, in addition to race, the access and functional needs population.
- The Emergency Operations plan is meant to describe how people, property, and the environment will be protected during an emergency. The document lists the roles and responsibilities of City employees and how all can work together to prepare for, respond to, and recover from an emergency.
- A big part of the plan's equity analysis is looking at the various hurdles that different community's face and how different privileges influence how one might be able to prepare for a disaster.
- The race and equity analysis initially started as a purely research analysis: finding out what academic literature discusses the influence of race and Access needs for disasters. They then cross-referenced

Exhibit A

that with Oakland's demographics to reach conclusions about shortcomings the City may face. One challenge is that there has not been a major event in Oakland for some time.

- The major areas impacted were found to be:
 - Personal finance. This includes that low-income household are less likely to have insurance, less likely to be able to purchase disaster kits, more likely to have lower credit scores.
 - Education: most of the resources are located on the City's website and this community often lacks in digital literacy and/or faces digital accessibility challenges.
 - Evacuation: most evacuation drills are not designed inclusively and so do not benefit or include those with disabilities. It will be important to include those with disabilities in future drills to better understand their needs. Also, Oakland has narrow roads which makes it difficult for those with emergency vehicles to get through and may make it difficult for those who rely on medical devices to leave their home if they lose access to their medical supplies.
- During outreach, community members noted they were unaware of what events to prepare for and how to do that preparation.
- Alert systems: Zack encourages everyone to sign-up for AC Alert notifications (acalert.com) and Zonehaven (evacuations by zone: aware.zonehaven.com). They also encourage people to know their zone- so when zone evacuations are announced- individuals are ready to evacuate immediately
- Sheila Gunn-Cushmann comments that the Center for Independent Living has received two grants to aid in their disaster preparedness relief efforts. They would like to engage with Berkeley, Oakland, and Alameda to ensure that the infrastructure is ready for those with disabilities. As of now, the infrastructure is not ready to aid those with mobility challenges during disasters. She notes that there is a lot of work to be done in this area and it needs to be an ongoing conversation.
 - She also notes that many of the online resources and alert systems are not accessible to individuals who use screen readers.

Exhibit A

- Zack provides his contact information: ZAdinoff@oaklandca.gov and Crystal's: ccho@oaklandca.gov and comments that he would love to work with the Commission on ensuring alerts are accessible. If there are other community groups that might have good feedback, he is also interested in taking this presentation to them.

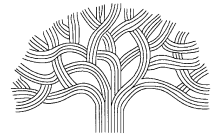
Staff Updates and Announcements

- The next MCPD meeting in March will take place in person at City Hall in Hearing Room 1. The meeting location will be posted in the agenda.
- ADA Programs Division has been working closely with the Mayor's office to advance the two pending Commissioner appointments. Those should be scheduled for the March City Council meeting agenda.
- A former Commissioner, Reid Davenport, created a film, *I Did Not See You There*. The film is being streamed for free on the PBS website.
- The City recently completed its Housing Plan Update as Part of the General Plan Update. The Housing Element was approved by both the City Council and at the State Level. Of particular importance to the MCPD is Action 2.1.5 on page 64, which calls for the City to initiate community engagement to understand the need for universal design strategy, including for people with disabilities. The next step for the General Plan team with regard to the Housing Element, is to develop a draft set of Zoning code amendments to implement the Housing Element. Those draft changes will be available for public review sometime in March.
- At the state level, the California Department of Transportation is launching the State Digital Equity Plan. They are conducting three community meetings with various stakeholders and are looking for various folks to provide input by attending these meetings.
- There are still several vacancies on the MCPD. If anyone knows anyone in the community who would like to be a Commissioner please encourage them to apply.

Exhibit A

The meeting was adjourned at 7:19 pm.

DRAFT



City of Oakland

Mayor's Commission on Persons with Disabilities (MCPD)
Monday, March 20, 2023 5:30 p.m.-7:30 p.m.
Hearing Room 1, First Floor
One Frank H. Ogawa Plaza (City Hall), Oakland, CA 94612

Minutes

Commissioners: Cathy Eberhardt (Vice Chair), Noah Smith (Vice Chair), Ayanna Keeton, Leonard Moore, Marjorie Lynne, Kyle O'Malley

Commission staff: Anh Nguyen-ADA Programs Division Manager, Emily Seelenfreund-ADA Programmatic Access Coordinator

Presenters: Andrea Mariano: Facilitator, City of Oakland, Human Resources Management, Seymond Sumulong: OakDOT, Monica DiLullo: Veo, Robert Guido: Superpedestrian

Other attendees: Assata Olugbala, Dominique Mellion

Anh Nguyen begins the meeting with a reminder of rules for in-person meetings:

- No food or drink allowed in Hearing Room 1
- Mask-wearing is required for all attendees
- When commissioners speak- please press the top-red button that says "mic" and when you are finished, please press the button again.

Staff Updates and Announcements

- ADA Programs is still working with the Mayor's Office to confirm MCPD's two proposed commissioners. There was a schedule delay and they were not able to be appointed at the March meeting but we are hoping they will be appointed in April.
- April 1st is when the statements of economic interests (Form 700) are due for commissioners. The City Clerk will reach out to each commissioner to determine if submission is required.

Exhibit B

Future Agenda Items

- MCPD does not have many upcoming future agenda items so if there are suggestions for upcoming topics please email ADA Programs.
- A member of the public, Assata Olugbala, who works with Families for Equity, urges the Commission to consider an evaluation process to create transparency within nonprofits that provide services to the disabled community.

Roll Call

- At roll call, quorum was not established with only four of eight commissioners present (X)

Commissioners	Present (x)
Cathy Eberhardt (Vice Chair)	X
Noah Smith (Vice Chair)	X
Erin Hattersley	
Ayanna Keeton	
Marjorie Lynne	X
Leonard Moore	
Kyle O'Malley	X

Open Forum:

- Dominique Mellion, of Families for Equity, has been a service provider for Regional Center of the East Bay (RCEB) for many years. She states that RCEB has a long history of discriminating against people of color, lacks transparency, and there are multiple people not receiving the services they should. She cautions MCPD from partnering with RCEB until these disparities are addressed.
- Assata Olugbala, a supporter of Families for Equity, has no connection to RCEB but has observed the disparities and services that are not being provided to those who need it. There has been attempts to protest and reform but they have not seen changes. MACRO has a contract with RCEB to do case-management and that should be scrutinized.

Exhibit B

- A comment submitted by Sheila Gunn-Cushman is read into the record:

As a nod to Goal 2 of MCPD's strategy plan for this year, please let the community know that the Center for Independent Living's (CIL) Emergency Preparedness and Resiliency Program (EPARP) is often activated through the Disability Disaster and Resources (DDAR) PROGRAM THROUGH THE CA Foundation for Independent Living Centers (CFILC) when there are widespread power outages, or high wind warnings where trees might fall and cause power outages in our area. These are in addition to the fire-related Public Safety Power Shutoffs (PSPS's) that can be triggered when power lines might cause a fire, and are de-energized to prevent power-related fires.

During those times, our team is available 7:00 AM to 7:00 PM to help people with disabilities and older adults who need power to do things like run heat, refrigeration for meds, or use life sustaining equipment such as oxygen or sleep apnea machines, or charge mobility devices. Our direct numbers are 510-422-5068, or 510-422-5085. We can be emailed at disasterhelp@centerforindependentliving.org. Other than those activation times, our office hours are from 9-5, Monday through Friday, and we can:

- ** Give presentations about emergency preparedness;*
- *Have emergency preparedness kits and supplies, and*
- ** Can help folks create their own family emergency plan.*
- *We also have a portable battery program for those who qualify. Spanish and ASL are available now, hopefully more options to come later. We would like to be a part of the Goal 2 discussions, plans and actions.*

Commissioner's Announcements

- Vice-Chair Eberhardt states that the Oakland EWG committee is now working on the Environmental Justice Element. The Housing Plan was approved by the state and the City Council accepted the majority of the committee's recommendation.

Exhibit B

Formation of an Ad-Hoc Committee to Explore Hybrid Meetings

- Vice-Chair Smith notes that with the Brown Act and the Covid State of Emergency ending- all commissioners are required to attend meetings in person, but there is some energy around pushing for a hybrid solution. He has been doing some research, with ADA Programs Division, around what other Commissions are doing and allowing- in terms of providing a hybrid option as a reasonable accommodation.
- Anh Nguyen notes that because there is no quorum- MCPD cannot vote to form the ad hoc committee at this meeting but there can be a discussion of it. He also notes that there is also potential for this committee to develop recommendations for the City of Oakland to institute hybrid opportunities for meetings to allow members of the public to comment in real-time.
- Vice-Chair Smith says he will communicate with Kyle O'Malley and ADA Programs about how to do some research on this and invites other commissioners to email him if they'd like to be involved.
- A member of the public, Assata Olugbala, raises the issue of safety when requiring members of the public to attend Commission meetings in-person and recommends the Commission pursue that angle.

2023 Strategic Planning (Exhibit B to Agenda)

- Andrea Mariano notes that MCPD is in the final stages of their strategic plan which they have been working on since November 2022. Given the lack of quorum- she recommends postponing this agenda item until next month. The final step remaining is going through the worksheet and having commissioners assign themselves to various tasks.
- Vice-Chair Eberhardt agrees with the recommendation to postpone this, rather than go through the motions and have to repeat them next month. Kyle O'Malley also agrees with this course of action.

Exhibit B

- Vice-Chair Smith clarifies that there are two absent commissioners and two new commissioners expecting to be onboard by April which would bring the total from 4 to 8 commissioners.
- Andrea Mariano recommends that commissioners work in the interim to fill in the worksheet- which would allow MCPD to proceed regardless of who is present. She notes that it's fine for more than one commission to be assigned to each goal but that it's critical that each goal have at least one commissioner assigned.
- A member of the public, Assata Olugbala, raises a concern around the goals regarding public safety and policing. She states that she attends police commission meetings and disability is not discussed. Marjorie Lynn notes that previous Commissioner Tevelson worked closely on this issue and Vice-Chair Smith states some of the past work is reflected in previous minutes. Kyle O'Malley notes that this issue remains on the MCPD's strategic plan and the commission will continue to work on this.
- Assata Olugbala also notes that MACRO is a pilot program primarily working with homeless individuals and with limited hours. She also asks if MCPD has ever made the education of students with disabilities part of its strategic plan. Vice-chair Smith responds that this hasn't been specifically part of its plan but that the MCPD does respond all Oaklanders- which includes students.

Micro-mobility Program Update (Exhibit C to Agenda)

- Seymond Sumulong starts the presentation. He is assisting Oakland's scooter program. He reports that the City previously received an average of 37.25 issues per month and 52% were sidewalk obstruction. Oakland began requiring scooter operators to have locking devices in their fleet. This led to a 28% decrease on issues related to sidewalk obstruction and the conclusion that locking devices are very effective in keeping sidewalks clear.
- As part of the scooter program- the City is actively seeking out areas to fund bike racks to accommodate more scooter parking. Currently the City has 21 new locations where they have installed bike racks with the use of scooter funds; on these racks one side is kept available for private bicycle parking.

Exhibit B

- The next presenter is Monica DiLullo from Veo. Veo was founded five years ago and has a 100% electric fleet. They hire prominently in Oakland and have a large Bay Area team. One vehicle in Veo's fleet is the Cosmo- a seated scooter. Veo also has an adaptive device- a wheelchair attachment rentable at their warehouse by anyone in the East Bay free of charge for up to a week. Veo has gone to several community events to present about this option. Right now they just have one available but are open to purchasing another if there is demand.
- Veo always lets riders know they must park scooter at a bike rack using their integrated Bluetooth lock. Riders are required to take a photo at the end of every ride; they are fine for non-compliance and on their fourth offense they are removed from the platform.
- Veo offers a low-income discounted program that costs \$5 per year. This program has no unlock fees, the first ride is free up to 30 minutes and 20 cents per minute thereafter. Folks can use nearly any low-income discount available for entry into program (Snap, FAFSA, housing benefits)
- Veo has distributed over free helmets in 2022. They ensure that anyone who needs a helmet can receive one: folks can call their customer service line and Veo will deliver a helmet free of charge.
- For any inquiries: community members can contact OAKops@veoride.com
- Marjorie Lynn suggests that Veo extend their discounted rate offering to disabled riders to encourage them to use the service more. She also suggest that Veo go to events where wheelchairs users are likely to be present (suggesting Mosswood meltdown) to advertise the wheelchair attachment.
- Vice-chair Smith asks how someone reserves the wheelchair attachment and suggests this process be integrated into the app. Monica responds that as of now it's not integrated into the app but folks can reach out to the customer service line directly to make this request.

Exhibit B

- Commissioner O'Malley clarifies that photo requirement is required for every ride. Monica notes that they review a random subset on a regular basis and if they get a specific complaint Veo looks up that ticket.
- Seymond Sumulong clarifies his role in parking enforcement: he is currently the only one doing this role for the City. He does rounds in places where scooters are typically concerted and makes reports of sidewalk violations to 311. Private individuals can also make these report. Scooter companies are given a three-hour grace period to remove the obstruction before they are fined. Marjorie Lynn suggests monetizing the reporting. Seymond further clarifies that this has been very effective and that scooter companies have been removing obstructions much faster than three hours.
- The next presenter is Robert Guido on behalf of Superpedestrian. Superpedesterian launched out of MIT in 2013, got into the scooter business in 2016, and has been operating in Oakland since 2020.
- Superpedestrian provides accessible vehicles to people with disabilities. They can be rented by the hour or by the day for a maximum of three days. All vehicles are free of charge during the Pilot Period- but they don't anticipate ever charging for these vehicles.
- They have partnered with the CIL and Rio Mobility to maintain a library of two firefly wheelchair assist vehicles- based out of the Ed Roberts Campus. There is a hardware installation requirement, but the process is free of charge.
- They also have an E-trike rental that was launched in March, 2022 with a delivery model.
- Superpedestrian also offers seated scooters which provides access to people without the ability to stand for extended periods of time. Data shows that these scooters are used for longer trips.
- They have had six firefly rentals so far and the feedback has been very positive.
- Sheila Gunn-Cushman submitted a question for Superpedestrian ahead of time: 11AB 371 is a bill that requires braille and large print into on all

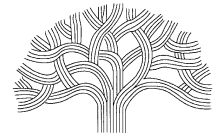
Exhibit B

rental scooters: what are they doing to comply? All superpedestrian scooters are outfitted with braille stickers stating the scooter number and Superpedesterian's phone number.

- Anh Nguyen thanks both presenters for taking previous MCPD feedback to heart and providing a variety of options for those with disabilities- particularly the inclusion of the firefly for manual wheelchair users.

The meeting was adjourned at 7:07

DRAFT



City of Oakland

Mayor's Commission on Persons with Disabilities (MCPD)
Monday, April 17, 2023 5:30 p.m.-7:30 p.m.
Hearing Room 1, First Floor
One Frank H. Ogawa Plaza (City Hall), Oakland, CA 94612

Minutes

Commissioners: Cathy Eberhardt (Vice Chair), Noah Smith (Vice Chair), Ayanna Keeton, Leonard Moore, Marjorie Lynne, Kyle O'Malley, Fatimah Aure, Barry Robinson

Commission staff: Anh Nguyen-ADA Programs Division Manager, Emily Seelenfreund-ADA Programmatic Access Coordinator

Presenters: N/A

Other attendees: N/A

Anh Nguyen begins the meeting with a reminder of rules for in-person meetings:

- No food or open drink allowed in Hearing Room 1 to maintain a clean and professional environment.
- Drinks must be in a closed container to prevent any spills or accidents.
- When commissioners speak- please press the top-red button that says "mic" and when you are finished, please press the button again.
- To ensure clarity and transparency, when commissioners speak, please state your name before speaking.
- When a member of the audience is speaking or commenting- please first state your name and any affiliations you may have.
- Restrooms are located outside Hearing Room 1, near the elevators.

Staff Updates and Announcements

- MCPD is in receipt of an updated Emergency Operation Plan/Pandemic Annex REIA presentation- a version of which was presented to the MCPD several months ago. MCPD will also send around a survey link to provide feedback on the presentation; those who fill out the survey have a chance to win a gift card. Note that

Exhibit C

Commissioners are not eligible to win the gift card but their input it still greatly appreciated.

- On **Wednesday, May 3, 2023 from 10:00 am to 2:00 pm** the City of Oakland will host our annual Older Americans Month event in front of Frank H. Ogawa Plaza. The theme this year is “Aging Unbound”. ADA staff has requested a table for both ADA Programs and MCPD and are seeking volunteers to help table. Lunch and refreshments will be served.
- The City has recently published new guidelines for its permanent parklet program, allowing seating areas in the parking lane, which will take effect on July 1, 2023. This has been published to the City’s website.
- The Environmental Justice and Safety Element drafts are out for public review. These are part of the City’s update to the General Plan. The deadline to submit comments on these elements is June 22nd, 2023.
- There is a new Zoning Incentive Program for the Downtown Oakland Specific Plan and they are soliciting feedback from the public.
- There are two new Commissioners joining MCPD tonight: Fatimah Aure and Barry Robinson.
- Emily Seelenfreund reads a proclamation from the Mayor of Oakland honoring the life and legacy of Judy Heumann into the record.

Future Agenda Items

- Anh Nguyen notes that in May there will be a presentation from OAKDOT on the E-Bike library program.
- As always, ADA Programs welcomes suggestions about potential agenda topics; please email adaprograms@oaklandca.gov with any possible future topics.

Roll Call

- At roll call, quorum was not established with only five of eight commissioners present (X)

Commissioners	Present (x)
Cathy Eberhardt (Vice Chair)	X
Noah Smith (Vice Chair)	X
Ayanna Keeton	

Exhibit C

Marjorie Lynne	X
Leonard Moore	
Kyle O'Malley	
Fatimah Aure	X
Barry Robinson	X

Open Forum:

- There are no speakers from the public for Open Forum.

Commissioner's Announcements

- Commissioner Smith provides an update on advocacy related to the Brown Act and the requirement for in-person Commission Meetings. Commissioner O'Malley is drafting a letter to submit to the City and the State regarding reasonable accommodations for commissioners and members of the public who are not able to attend in person commission meetings. Commissioner Smith has also reached out to the San Francisco Commission and it sounds like at this time they are doing all in-person meetings, despite a memo from the SF Ethics Commission suggesting they may allow virtual attendance as a reasonable accommodation for commissioners with disabilities.

2023 Strategic Planning (Exhibit B to Agenda)

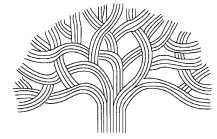
- Vice-Chair Eberhardt notes that the Strategic Plan is very important for the MCPD and because three commissioners are absent- she suggests that they delay this agenda item.
- Vice-Chair Smith notes that because there is no quorum- MCPD will be unable to finalize the plan regardless. He states that because there are two new commissioners, it might make sense to use this time to review the items on the plan for their benefit.
- New commissioners Fatimah Aure and Barry Robinson have not reviewed the plan in-depth; ADA Program staff agrees to give an overview of the strategic plan.
- Anh Nguyen notes that Exhibit B-1 is MCPD's strategic plan from the previous year and this plan contained four goal areas: 1) Policing/Safety,

Exhibit C

2) Environmental Impact and Concerns, 3) Accessibility of City Programs/Services/Activities/Facilities, 4) Affordable Housing

- Anh Nguyen notes that for the 2023 draft strategic plan, MCPD added several new goal areas and action items which can be seen in Exhibit B-2. Anh reads aloud all action items from the 2023 draft strategic plan worksheet.
- ADA Programs Division will send this draft strategic plan and worksheet out again and highly encourages all Commissioners to sign-up using the worksheet for at least two action items. Members of the public are also encouraged to express their interest in working on any of the action items.
- Fatimah Aure asks if the strategic plan is an annual process. Anh Nguyen clarifies that the MCPD reviews their strategic plan year but that many goals and action items are multi-year goals.
- Vice-Chair Smith notes that the goals are typically multi-year, but the Commission tries to set action items that can be completed on an annual basis. Anh Nguyen adds that the worksheet includes a space for Commissioners to sign-up for action items, but also deliverables and timelines, taking into account that some goals/action-items are tied to the budgetary process.

The meeting was adjourned at 6:12



City of Oakland

Mayor's Commission on Persons with Disabilities (MCPD)
Monday, May 15, 2023 5:30 p.m.-7:30 p.m.
Hearing Room 1, First Floor
One Frank H. Ogawa Plaza (City Hall), Oakland, CA 94612

Minutes

Commissioners: Cathy Eberhardt (Vice Chair), Noah Smith (Vice Chair), Ayanna Keeton, Leonard Moore, Marjorie Lynne, Kyle O'Malley, Fatimah Aure, Barry Robinson

Commission staff: Anh Nguyen-ADA Programs Division Manager, LaTonya Bannister, Executive Assistant, City Administrators Office (assisting Anh with meeting)

Presenters: Oakland E-bike Library Program – Michael Randolph & Kerby Olsen (OakDOT), Edgar Arellano & Cynthia Ibarra (Grid Alternatives)

Other attendees: Sheila Gunn-Cushman

Anh Nguyen begins the meeting with a reminder of rules for in-person meetings:

- No food or open drink allowed in Hearing Room 1 to maintain a clean and professional environment.
- Drinks must be in a closed container to prevent any spills or accidents.
- When commissioners speak- please press the top-red button that says “mic” and when you are finished, please press the button again.
- To ensure clarity and transparency, when commissioners speak, please state your name before speaking.
- When a member of the audience is speaking or commenting- please first state your name and any affiliations you may have.
- Restrooms are located outside Hearing Room 1, near the elevators.

Staff Updates and Announcements

- Emily is no longer with the city and the ADA Program Division is down to 1 staff member.

Exhibit D

Future Agenda Items

- Proposed agenda topic for June – a presentation from the Oakland Mayor Commission on Aging will give a presentation about their Annual Strategic Plan titled “Livable Oakland Work Plan”
- Proposed agenda topic for June – a presentation titled “Broadway Streetscape Project” presented by OakDOT staff.

Roll Call

- At roll call, quorum was not established with only five of eight commissioners present (X)

Commissioners	Present (x)
Cathy Eberhardt (Vice Chair)	X
Noah Smith (Vice Chair)	X
Ayanna Keeton	absent
Marjorie Lynne	X
Leonard Moore	absent
Kyle O'Malley	absent
Fatimah Aure	X
Barry Robinson	X

Open Forum:

Sheila Gunn-Cushman

- spoke about the inefficiency of Zoom access to the meetings. She stated that there needs to be a priority for making the meetings virtual. She also shared concerns about the city budget in regard to the Aging Commission.

Commissioner's Announcements

- Commissioner Smith has a meeting with the City Attorney, Anh and outside legal counsel to discuss an elevator ordinance and will be reporting out on this during the next scheduled MCPD meeting.

Exhibit D

- Commissioner Eberhardt announced EWG for the Oakland City plan is working on Environmental Justice.

Forming an ad-hoc committee to explore hybrid meeting led by Commissioner Smith

- Commissioner Smith stated research has been done into hybrid meetings being a possibility as well as commissioners participating remotely. Next step will be to draft a letter to the City of Oakland and the Governor's office Commissioner O'Malley has volunteered to draft the letter. This will be the first step in bringing hybrid meetings the commission.

Commissioner Eberhardt called for a recess at 5:50pm, meeting reconvened at 6:25pm.

Oakland E-bike Library Program

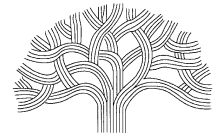
- Michael Randolph, Transportation Planner with OakDOT Parking and Mobility Division begins the presentation. The purpose of the Oakland E-bike Library is to incentivize a more adaptive e-bike program to begin in Oakland. They have partnered with Grid Alternatives Bay area to help support the 0 emissions incentive and to provide alternative transportation methods for those with mobility disabilities.
- Edgar Arellano with Grid Alternatives Bay area spoke next. He stated the purpose of partnering with the city is to bring forward a program that can provide e-bikes to the City of Oakland as well as adaptive bikes for those with disabilities. The priority of the presentation to the MCPD is to get some insight on the type of adaptive bikes and the areas of the City that best utilize this program.
- Commissioner Aure inquired as to whether the City's plan was to work already established programs around the City and if the bikes would be fully electronic for those with mobility issues. Michael Randolph's response to both questions was yes and that these items were already a part of the plan.
- Commissioner Smith asked if they have looked into further funding for this program through state or federal funding. Michael Randolph explained that funding grants are being sought through various sources and they have received some funding, however staff

Exhibit D

restraints are preventing them from being to able to all available grants.

- Vice Chair Eberhardt inquired about the costs of renting the E-bikes. Edgar Arellano stated that during this process they are seeking help from the community to establish a cost structure that will be feasible for all. VC Eberhardt also mentioned that most of the bike share programs require a credit card and not everyone uses a credit card. She also mentioned maybe tying the cost to a Clipper card. Michael responded that they are still working on the payment process and will be examining different options.
- It was discussed that during the pilot stage of this program they would concentrate on areas of the City that do not have any E-bike programs and where accessibility to E-bikes are limited.
- Edgar Arellano mentioned that finding space for the bikes to store, use as rental space and repair has been difficult but not impossible and they are working with some vendors to establish this.
- Michael Randolph stated that during this pilot program all aspects of how the community as whole responds and what it is needed where will be taken into consideration moving forward.
- Sheila Gunn-Cushman stated that being blind and not wanting a care giver will put her at a disadvantage with being able to use E-bikes. But mentioned that an Uber type tandem E-bike could be a possible solution. She also mentioned that bikes on sidewalks are very dangerous especially for someone with disabilities.
- There was discussion about the best areas within the City to establish this program. The focus is to be available throughout the City, however they will initially target areas that have no established programs already.

The meeting was adjourned at 6:47



City of Oakland

Mayor's Commission on Persons with Disabilities (MCPD)

Monday, June 26, 2023 5:30 p.m.-7:30 p.m.

* Special Meeting *

Hearing Room 1, First Floor

One Frank H. Ogawa Plaza (City Hall), Oakland, CA 94612

Minutes

Commissioners: Cathy Eberhardt (Vice Chair), Noah Smith (Vice Chair), Ayanna Keeton, Leonard Moore, Marjorie Lynne, Kyle O'Malley, Fatimah Aure, Barry Robinson

Commission staff: Anh Nguyen-ADA Programs Division Manager, Mark Romoser-ADA Program Analyst I

Presenters: Livable Oakland Work Plan (Lenore Gunst, Mayor's Commission on Aging), MCPD 2023 Strategic Plan (Andrea Mariano, HRM), Broadway Streetscape Improvements (Celina Chan, OakDOT)

Other attendees: Anwar Beroudi

Anh Nguyen begins the meeting with a reminder of rules for in-person meetings:

- No food or open drink allowed in Hearing Room 1 to maintain a clean and professional environment.
- Drinks must be in a closed container to prevent any spills or accidents.
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- To ensure clarity and transparency, when commissioners speak, please state your name before speaking.
- When a member of the audience is speaking or commenting- please first state your name and any affiliations you may have.
- Restrooms are located outside Hearing Room 1, near the elevators.

Exhibit E

Roll Call

- At roll call, quorum was not established with only five of eight commissioners present (X)

Commissioners	Present (x)
Cathy Eberhardt (Vice Chair)	X
Noah Smith (Vice Chair)	X
Ayanna Keeton	Absent
Marjorie Lynne	Excused
Leonard Moore	Absent
Kyle O'Malley	X
Fatimah Aure	X
Barry Robinson	X

Open Forum:

- There were no public comments.

Commissioner's Announcements

- Commissioner Eberhardt is planning to speak at the budget hearing taking place concurrently with the MCPD meeting.
- Commissioner Smith met with the City Attorney, Anh and outside legal counsel to discuss an elevator ordinance.

Livable Oakland Work Plan

- Lenore Gunst, chair of the Mayor's Commission on Aging (MCOA) made a presentation. The Livable Oakland Work Plan began under Mayor Schaaf's administration in 2017. Oakland is one of several East Bay cities looking to become age-friendly cities as defined by the World Health Organization (WHO). The plan's work groups include communication, health & wellness, housing, and open spaces. The project has a budget of about \$180,000 for a two-year pilot; an additional \$200,000 could be dedicated to the project from Sugar-Sweetened Beverage Tax revenues.
- Commissioner Eberhardt said that it seemed to her as though the plan was just in its beginning stages. Ms. Gunst gave some examples of portions of the plan that will be starting soon, such as the

Exhibit E

communication platform and home repairs. She mentioned that the open space park would have the longest timeline.

- Commissioner Eberhardt asked about caregiver services. Ms. Gunst replied that case management services will be available through the senior centers.
- Commissioner Smith noted that many of the goals of this plan apply to people with disabilities as well as to seniors, and asked Ms. Gunst if there was a specific ask she had for MCPD. She replied that MCPD and MCOA should support one another, particularly in light of the proposed merger between MCOA and Youth and Family Services, which she opposes on the grounds that senior issues would likely become invisible.

2023 Strategic Planning

- Andrea Mariano, HRM Training and Organizational Development Manager for the City of Oakland, made a presentation. The goals for MCPD's strategic plan are as follows: 1) policing & safety; 2) environmental impacts and concerns; 3) accessibility of city programs/services/activities/facilities; 4) ensure affordable and ADA-compliant housing stock; and 5) civil liberties. Each goal includes 1 to 3 actions. The commissioners will decide who will focus on which actions.
- Commissioner Smith stated that there had been informal discussion of the assignment of tasks to the various commissioners, but nothing concrete as yet.
- Commissioner Eberhardt asked if the commissioners had signed up for tasks at last month's meeting. Commissioner Smith replied that it was on an informal basis. Mr. Nguyen mentioned that he had kept a log from last month's meeting.
- Commissioner Smith volunteered for goals 3.1 and 3.2, development and implementation of the city's ADA plan, and for goal 4.1, relating to an elevator ordinance.
- Commissioner Eberhardt volunteered for goals 4.2 and 4.3,
- Commissioner O'Malley signed up for goal areas 5 (civil liberties) and 1 (policing & safety), since the commissioner who had originally signed up for goal area 1 has left the commission.
- After the plan is finalized, a presentation will be given to the mayor's and city administrator's offices.
- Commissioner Aure decried the ongoing lack of quorum and described it as a delay tactic. She also asked if there was a deadline

Exhibit E

for the plan. Mr. Nguyen replied that, given the timing, the plan might well become a multiyear plan.

- Commissioner Smith pointed out that many of the plan's goals are multiyear in nature, and that the commission has stagnated since the return to in-person meetings.
- Commissioner Eberhardt said that she would be interested in working on the presentation when the time comes.
- Mr. Nguyen mentioned that there had been public input as well, specifically that of Sheela Gunn-Cushman from CIL on the goals related to emergency preparedness.
- Member of the public Anwar Beroudi expressed interest in helping out.

Broadway Streetscape Project

Action Items: At the request of OakDOT, MCPD will write a letter supporting this project.

- Celina Chan, Transportation Planner III with the Department of Transportation (OakDOT) made a presentation. She outlined Broadway's history as Oakland's "main street", described the existing conditions along Broadway (40 buses per hour travel on Broadway) and previous attempts at engagement, the project location (on Broadway between 2nd and 11th streets and between 20th and Grand Avenue), and the project scope, which includes new ADA curb ramps and high-visibility crosswalks, extended bus-only lanes, lowering the speed limit to 20 miles per hour, and more.
- Commissioner Robinson suggested that solar power be used to power the lights at the I-880 underpass, so as to reduce the threat of vandalism. Ms. Chan replied that OakDOT was looking at how other cities had implemented similar projects, and that San Jose's, shown in the presentation, had been installed before new Caltrans guidelines came out.
- Member of the public Anwar Beroudi asked what types of wayfinding signage would be included, and about opportunities for public feedback. Ms. Chan replied that signage would direct people to transportation options such as BART, the ferry, and Amtrak, and that a survey was open on the project's website.
- Mr. Nguyen mentioned that OakDOT is developing a kiosk wayfinding program similar to one already operating in Berkeley.
- Commissioner Smith said that MCPD should support this project.

Exhibit E

- Commissioner Robinson asked whether other streets would be getting similar improvements, specifically Foothill Blvd. between Lake Merritt and Fruitvale. Ms. Chan replied that work on that stretch of Foothill Blvd. would begin later in the year, partially consisting of improvements at AC Transit bus stops along the route.

Forming an ad-hoc committee to explore hybrid meeting led by Commissioner Smith

Action Items: Commissioner O'Malley to finish drafting a letter to the City of Oakland and the Governor's office.

- Commissioner Smith stated that attendance is down among both the public and commissioners since the return to in-person meetings, and that commissioners have resigned due to the change.
- Commissioner O'Malley has begun drafting a letter to the City of Oakland and the Governor's office. This will be the first step in bringing hybrid meetings back to the commission. He also mentioned that San Francisco has begun returning to hybrid meetings.
- Commissioner Smith inquired about the rules for forming an ad hoc committee. Mr. Nguyen replied that a motion would be necessary, thus requiring quorum.
- Commissioner Smith replied that no quorum was needed for the letter; he suggested that Commissioner O'Malley finish drafting the letter for Acting Chair Eberhardt's signature.
- Commissioner O'Malley mentioned that the San Francisco city attorney's actions in returning to hybrid meetings were promising for MCPD.

Election of 2023 Officers

- Without quorum, the election of officers could not proceed. Commissioner Eberhardt will continue as Acting Chair and Commissioner Smith will continue as Acting Vice Chair.

Staff Updates and Announcements

- Mr. Nguyen announced that Mark Romoser has joined the ADA Program Division as Program Analyst I, so the division now has 2 staff members.
- Mr. Romoser gave a brief introduction.

Exhibit E

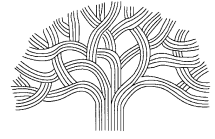
- Mr. Nguyen mentioned that recruitment for the Program Analyst III and architectural positions was ongoing.

Future Agenda Items

- Proposed agenda topic for upcoming meeting – a presentation on the Oakland general plan.

The meeting was adjourned at 7:17

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City of Oakland

Mayor's Commission on Persons with Disabilities (MCPD)
Monday, July 17, 2023 5:30 p.m.-7:30 p.m.
Hearing Room 1, First Floor
One Frank H. Ogawa Plaza (City Hall), Oakland, CA 94612

Minutes

Commissioners: Cathy Eberhardt (Acting Chair), Noah Smith (Vice Chair), Ayanna Keeton, Leonard Moore, Marjorie Lynne, Kyle O'Malley, Fatimah Aure, Barry Robinson

Commission staff: Anh Nguyen-ADA Programs Division Manager, Mark Romoser-ADA Programs Division Program Analyst I

Presenters: Marchelle Huggins, Access Improvement Program (Housing and Community Development)

Other attendees: Anwar Beroudi, Sheela Gunn-Cushman, Michelle Rousey

Mark Romoser begins the meeting with a reminder of rules for in-person meetings:

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- To ensure clarity and transparency, when commissioners speak, please state your name before speaking.
- When a member of the audience is speaking or commenting- please first state your name and any affiliations you may have.
- Restrooms are located outside Hearing Room 1, near the elevators.

Roll Call

Exhibit F

- At roll call, quorum was not established with only four of eight commissioners present (X)

Commissioners	Present (x)
Cathy Eberhardt (Vice Chair)	X
Noah Smith (Vice Chair)	Absent (excused)
Ayanna Keeton	Absent
Marjorie Lynne	Absent (excused)
Leonard Moore	Absent
Kyle O'Malley	X
Fatimah Aure	X
Barry Robinson	X

Open Forum:

- Sheela Gunn-Cushman, emergency preparedness coordinator at CIL in Berkeley, mentioned that she attended a community emergency response team (CERT) conference in Burlingame at the end of June. OFD's CERT team was in charge of the drill exercises. AFN and general access needs were emphasized. Also, CIL is holding Emergency Preparedness 101 classes with a Berkeley student co-op and will offer them to anyone interested. They are also restarting their peer ambassador program.

Commissioner's Announcements

- Commissioner O'Malley announced that he and Commissioner Smith are working on drafting a letter to the mayor, city council, and state elected officials regarding the Brown Act requirements for in-person participation in meetings that went back into effect when Gov. Newsom ended the COVID emergency at the end of February. He believes that the Brown Act may be in conflict with Title II of the ADA. He mentioned that officials in San Francisco have been looking into ways to allow hybrid participation while staying within the Brown Act's requirements. He noted that MCPD has not made quorum since the return to in-person meetings starting with the March meeting, which means no business can be conducted including election of officers.

Exhibit F

- Commissioner Eberhardt requested to see the draft. Commissioner O'Malley agreed to send the draft to the other commissioners.
- Member of the public Michelle Rousey mentioned that the state Disability and Aging Living Advisory Committee (DACLAC), of which she is a member, has a workgroup dealing with the Brown Act issue. They are also working with Disability Rights California on the issue. She said that it is recommended that each individual request an ADA accommodation in writing. She noted that unless something is done, a lot of DACLAC's local committees may disappear.
- Sheela Gunn-Cushman mentioned that a state disaster coalition is having a meeting regarding the Brown Act issue on August 10 from 10:30 to 12:30 via Zoom. She noted that Christine Fitzgerald from Silicon Valley Independent Living Center in San Jose has been working on the issue. She objected to the requirement to write individual letters in order to comment. She noted that paratransit scheduling is difficult when the length of the meeting is uncertain, and this threatens public participation. She again emphasized that some people are better able to speak than to write, and that this is an equity as well as a civil rights issue.

Access Improvement Program

- Marchelle Huggins from Housing and Community Development was scheduled to give her presentation.
- Acting Chair Eberhardt called for a 15-minute recess to give Ms. Huggins time to arrive.
- Acting Chair Eberhardt then called for commissioners to submit questions for Ms. Huggins ahead of time.
- Commissioner Robinson asked about the definition of area median income, whether it is the median income for Oakland, individual neighborhoods in Oakland, or the entire Bay Area.
- Commissioner O'Malley said that he would hold his questions until the presentation takes place.
- Sheela Gunn-Cushman mentioned in response to Commissioner Robinson's question that area median income may be defined by HUD. She also noted that the Oakland Housing Authority has not done a good job with Section 508 compliance. She has been a Section 8 tenant for 8 years and has never been granted full access. She has been referred to the Rent Adjustment Program. She wants enforcement rather than referrals to Disability Rights California. She

Exhibit F

asked for housing education, noting that the housing situation in California has been bad for at least 20 years. She wants access, code enforcement, and CASPs (certified access specialists). She mentioned the ADA advocacy of the late Hollynn D'Lil, the fact that HUD sounds like they may want more inclusion, and that her inspection notices always come in print, which is useless to her because she is totally blind.

- Acting Chair Eberhardt proposed that Ms. Huggins be re-invited to present at the next meeting.

Election of 2023 Officers

- Without quorum, the election of officers could not proceed. Commissioner Eberhardt will continue as Acting Chair and Commissioner Smith will continue as Acting Vice Chair.

Staff Updates and Announcements

- Mr. Nguyen announced that the anniversary of the Americans with Disabilities Act is coming up on July 26.
- Mr. Nguyen announced that the City of Oakland no longer requires masks for entry to city buildings as of July 1, although people may still wear them for their own protection.
- Mr. Nguyen announced that OakDOT is circulating a survey about pedestrian conditions along Broadway as part of its Broadway Streetscape Improvements initiative.
- Mr. Nguyen announced that the Bay Area Housing Finance Authority (BAHFA) has launched the Doorway Housing Portal to assist residents of all nine Bay Area counties in locating affordable housing. Doorway is based on a similar system in San Francisco called DAHLIA.
- Mr. Nguyen announced that the U.S. Department of Justice Civil Rights Division is holding a symposium addressing the criminalization of people with disabilities on July 25 from 10 to 12 Pacific.

Future Agenda Items

- Proposed agenda topic – a presentation on the Oakland general plan

The meeting was adjourned at 6:35

Elevator Maintenance Ordinance

PROPOSED LEGISLATION: FALL 2023

OAKLAND CITY ATTORNEY'S OFFICE

BRAZ SHABRELL- DEPUTY CITY ATTORNEY

Main Components:

1. Duty to maintain elevators in good working order
2. Duty to complete repairs as quick as possible
3. Duty to provide notice to residents
4. Duty to provide temporary accommodation

Scope: What Buildings Are Covered?

- Ordinance would apply to all buildings located in Oakland that contain 10 or more residential units and an elevator.
- Exceptions: units in any hospital, skilled nursing facility, or health facility.

Who Counts as a “Building Operator”?

- Duties created by Ordinance apply to “building operators.”
- “Building operator” means any owner or lessor of the entirety of a building, or any agent with responsibility of managing the building.

Duty to Conduct Regular Maintenance

- Must establish a program of regular elevator maintenance to ensure that elevators remain usable and accessible at all times and that any needed repairs or servicing are completed within the shortest practicable time.

Duty to Make Repairs Expeditiously

- When an elevator malfunctions, the elevator should be repaired at the earliest practicable time, not to exceed 24 hours after notice of the malfunction.

Duty to Provide Alternative Housing

- If unable to complete repairs within 24 hours, must locate and provide alternative housing for anyone who needs to use the elevator to access their unit due to “impaired ability to use stairs as a result of such person’s physical disability, medical condition, illness, health impairment, or other similar circumstance.”

Requirements for Alternative Housing

- Must be “decent, safe, sanitary, located within reasonable distance, and accessible to people with disabilities.”*
- Access/egress does not require stairs.
- Daily cost not to exceed \$250.

Notice Requirements: Regular Maintenance

- If elevator will be posted next out of service due to regular maintenance, notice must be posted on each floor 48 hours in advance.
- Notice must indicate expected duration of inoperability.
- If inoperability expected to be more than 4 hours, must provide written notice to each occupant in addition to posting next to elevator.

Notice Requirements: Unanticipated Repair

- If elevator will be out of service due to unexpected malfunction, notice must be provided to all occupants and posted next to elevator on each floor immediately upon notice of the malfunction.
- Notice must indicate the date, time, and duration of the repair.

Notice Requirements: Right to Alternative Housing

- If repairs cannot be completed within 24 hours, and no other elevator available, notice must also include information about the right to alternative housing.
- Notice must be provided “as soon as reasonably possible” upon learning repairs may take over 24 hours.
- Notice must include clear instructions on how to request alt. housing, including phone number to call.

Remedies for Non-Compliance

- Persons whose access/egress to unit is substantially restricted because of building operator's failure to comply with Ordinance can bring civil suit for damages and injunctive relief.
- Statutory damages of \$1k each day elevator out of service (unless beyond building operator's control).
- \$2.5k per day for failure to relocate.

Remedies for Non-Compliance

- Attorneys fees
- City may bring action for injunction

Discrimination and Retaliation Prohibited

- Unlawful to retaliate for exercising rights under Ordinance
- Unlawful to refuse to rent to someone because they may exercise rights under Ordinance.

Questions? Concerns?

1 **I. INTRODUCTION**

2 1. Plaintiffs Ian Smith, Sunday Parker, and
3 Mitch Jeserich bring this lawsuit on
4 behalf of themselves and other Oakland renters
5 with mobility disabilities who need accessible
6 housing. Plaintiffs, and all other Oakland renters
7 who need accessible housing, are
8 discriminatorily excluded from the benefit of
9 Defendant City of Oakland's ("City") Rent
10 Adjustment Program ("Program"), because few
if any of the more than 64,000 rental units
covered by that Program are accessible.

1 2. In failing to ensure that Plaintiffs and
2 other people who need accessible rental
3 housing have the same opportunity to benefit
4 from its Rent Adjustment Program that
5 nondisabled renters enjoy, on the same terms, the
6 City of Oakland is violating the Americans

11 with Disabilities Act (“ADA”)¹ and analogous
state law.

12 3. Oakland’s Rent Adjustment Program,
which applies to over 60% of the City’s

13 private rental housing, provides substantial
benefits to the large number of Oakland renters
who

14 live in units that it covers. Most importantly, the
Program sets and enforces limits on allowable

15 annual rent increases (currently set at 3.5%) for
covered units, thus shielding the people living in

16 those units from the City’s rapidly rising rents,
and helping to ensure that they can continue to

17 live in their homes and communities.

18 4. These benefits are more necessary now
than ever, because the City of Oakland is

19 experiencing a severe housing affordability and
displacement crisis. The Rent Adjustment

20 Program gives most Oakland renters some
protection from this general trend. While the
Program

21 allows landlords to bring the asking rent for

covered units up to market rate whenever an existing

22tenant leaves, it provides stability for each new
tenant over time, by ensuring that subsequent
23rent increases will be governed by the Program’s
set limits and restrictions for as long as they
24remain in
their unit. _____

25

¹ Title II of the Americans with Disabilities Act prohibits public entities like Oakland from
26discriminating against people with disabilities, and demands that they not be “excluded from
27participation in” or “denied the benefits of the services, programs, or activities” such entities offer. *See* 42 U.S.C. § 12132. This broad prohibition against discrimination applies to
“anything
28a public entity does.” *Cohen v. City of Culver City*, 754 F.3d 690, 695 (9th Cir. 2014).

1 5. A majority of Oakland renters live in
units that are subject to the City's Rent
2 Adjustment Program, and its protections apply
regardless of household income.

3 6. However, Plaintiffs and other people
who need accessible housing are uniquely
4 barred from the Program's benefits because the
Program excludes all rental housing built after
5 January 1, 1983, from its coverage, and all or
nearly all of Oakland's accessible rental units were
6 built well after that date.

7 7. Since the mid-1980s, various laws and
regulations have mandated that at least
8 some new private rental units be built with
accessibility in mind. Under these laws and
9 regulations, a unit is accessible if it has (among
other things): at least one stair-free route into and
10 through the unit and to common areas of the
building; doorways that are wide enough for

11 wheelchairs to get through; light switches,
environmental controls, and outlets that are
reachable

12 from a wheelchair; reinforcements in the
bathroom walls to allow a tenant to install grab
bars;

13 and enough space in the kitchen and bathroom to
maneuver a wheelchair.² However, none of

14 these laws or regulations went into effect until
after the Rent Adjustment Program's current

15 cutoff date of January 1, 1983, meaning that the
units it covers will almost always lack such

16 essential accessibility features.

17 8. The need for accessible housing is not
abstract: when a rental unit is not

18 accessible, people with mobility disabilities may
be barred from entering it entirely, or they may

19 be able to get through the front door only to
encounter doorways they can't pass, switches and

20 outlets they can't reach, a kitchen they can't
effectively use, or a bathroom that they have to

21 crawl on their hands and knees to enter.

22 9. For many renters with mobility
disabilities—including Plaintiffs Smith and
23 Parker—living in an inaccessible unit is simply
not an option. People in this position have no
24 choice but to live in accessible rental units that
were built after the Rent Adjustment Program’s
25 current cutoff. As a result, they are excluded from
the City’s Program entirely, and from the
26 protection against rising rents that nondisabled
Oakland tenants have the opportunity to enjoy.

27

² These are the basic requirements of
accessibility under the Fair Housing Act
effective March

28 13, 1991. *See* 42 U.S.C. § 3604(f)(3)(C).

1 10. The consequences of this exclusion can
2 be extreme. For example, since moving to
3 his accessible Oakland apartment in 2012, Mr.
4 Smith's monthly rent has increased by over 70%,
5 including a 37% jump in 2015 alone. Mr. Smith
6 now pays over \$1,200 more per month than he
7 paid in 2012 for the exact same apartment.

8 11. If Mr. Smith had been able to rent an
9 accessible apartment that was covered by
10 the City's Rent Adjustment Program, his rent
11 could have gone up by a maximum of about 14%
12 during this period. This would amount to an
13 increase of only \$233, or roughly \$980 less per
14 month than he pays now. In other words, the lack
15 of accessible units in the City's Rent
16 Adjustment Program—and Mr. Smith's
17 consequent inability to participate in that
18 Program—is

10 now costing him almost \$12,000 a year.

11 12. Plaintiff Sunday Parker has faced similar
rent increases since moving to Oakland
12 in 2014. Like Mr. Smith, Ms. Parker has been
unable to find an accessible apartment covered
by
13 Oakland's Rent Adjustment Program, and she
has repeatedly been forced to find new housing
14 because the accessible apartment she was living
in became unaffordable. Though she would
15 prefer to live alone, Ms. Parker now lives with a
roommate to offset the high and ever-rising cost
16 of living in accessible apartment that is not
covered by the City's Program.

17 13. Because they cannot afford the rapid rent
increases that exclusion from the Rent
18 Adjustment Program entails, other people with
mobility disabilities choose to "make do" with
19 inaccessible but rent-stabilized apartments, even
if doing so means struggling every day to do
20 simple things like entering and exiting their

home, using the bathroom, cooking a meal, or
21 turning on the lights. These are all harms that
Oakland's nondisabled renters need not endure
as a
22 condition of enjoying the benefit of the
Program's protections.

23 14. Plaintiff Mitch Jeserich—who needs an
accessible unit but has lived in an
24 inaccessible rent-stabilized apartment since
2015—falls into this latter camp. Mr. Jeserich's
25 apartment is covered by the Rent Adjustment
Program but is inaccessible in ways that impact
his
26 dail

y life.

27

1 15. By excluding all or nearly all of
Oakland's accessible units from its Rent
2 Adjustment Program, the City places people with
disabilities who need such units in a
3 discriminatory double-bind: either they can rent
an apartment that meets their access needs but
4 leaves them outside the Program's protections,
or—if the nature of their disability allows it—
5 they can attempt to get by in an inaccessible unit
that is covered by the Program, but that forces
6 them to endure the daily indignities,
inconveniences, and potential dangers that living
in an
7 inaccessible unit inevitably entails. In either
circumstance, people with disabilities are denied
the
8 same opportunity to participate in and benefit
from Oakland's Rent Adjustment Program that
the

9 City's nondisabled tenants enjoy.³

10 16. Under the ADA, Oakland must
reasonably modify its Rent Adjustment
Program

11 to avoid this discriminatory impact. And,
because the ADA preempts conflicting state and
local

12 laws, this obligation applies even if the
necessary changes would otherwise be barred by
the

13 Costa-Hawkins Rental Housing Act or the City's
own ordinances.

14 17. On June 6, 2019, Plaintiffs sent a letter
requesting that the City of Oakland

15 modify its Rent Adjustment Program to
encompass accessible units, so that people with
16 disabilities who need such units have the same
opportunity to access the Program's benefits that

17 the City's nondisabled tenants currently enjoy.
However, the City has not made the necessary

18 changes, leaving Plaintiffs no choice but to file

this lawsuit.

19 18. In filing this case, Plaintiffs are asking
20 only for what the City's nondisabled
21 renters already have: a meaningful opportunity
22 to enjoy the benefit of Oakland's Rent
23 Adjustment Program, without any burdensome
24 administrative requirements or risk of retaliation,
25 and without having to endure the hardship of life
26 in an inaccessible unit as a condition of
27 coverage.

24

³ This City-caused discrimination adds insult to
injury, as renters with mobility disabilities are
25 already subjected to private housing
discrimination at far-greater rates than their
nondisabled peers. *See* Dept. of Housing and
Urban Dev., *Discrimination in the Rental
Housing Market*

26 *Against People Who Are Deaf and People Who
Use Wheelchairs: National Study Findings at 1*

27 (2015), available a

INTRODUCTION

1
2 1. Plaintiffs bring this action on behalf of
3 themselves and a proposed class of
4 similarly situated persons with mobility disabilities
5 to redress the systemic and pervasive
6 discrimination against them and members of the
7 proposed class by the City of Oakland (hereafter
8 “the City” or “Defendant”). Specifically, through the
9 policies and practices described herein,
10 Defendant has denied persons with mobility
disabilities full and equal access to the City’s
pedestrian rights of way, including sidewalks, curb
ramps, crosswalks, pedestrian crossings and
other public walkways within the boundaries of the
City (hereafter “pedestrian rights of way”).
These public facilities are owned, operated or
controlled by the City, and are characterized by
multiple, pervasive and hazardous disability access

barriers. By its conduct, Defendant has
11 violated Title II of the Americans with Disabilities
Act of 1990 (42 U.S.C. §§ 12131, *et seq.*)
12 (“ADA”), Section 504 of the Rehabilitation Act of
1973 (29 U.S.C. §§ 794, *et seq.*) (“Section
13 504”), California Government Code §§ 11135, *et*
seq. (“Cal. Govt. Code § 11135”), and their
14 implementing regulations. Plaintiffs seek and are
entitled to declaratory and injunctive relief
15 prohibiting such continued discrimination.

16 2. At all times relevant to this action, Defendant
has engaged in the following
17 discriminatory and illegal policies and practices with
respect to the pedestrian right of way and
18 persons with mobility disabilities:

19 a. Constructing sidewalks, curb ramps,
crosswalks and other elements of the
20 pedestrian right of way that do not comply
with applicable federal or state
21 disability access standards including, *inter*
alia, the 2010 Americans with

22 Disabilities Act Standards for Accessible
Design (“2010 ADAS”), the 1991
23 Americans with Disabilities Act Accessibility
Guidelines (“ADAAG”), the
24 Uniform Federal Accessibility Standards
 (“UFAS”) and the applicable iteration of
25 the California Building Code (“CBC”).

26 b. Altering or repairing sidewalks, curb ramps,
crosswalks and other elements of the
27 pedestrian right of way in a manner that fails
to comply with federal and state
28 access standards, including 2010 ADAS,
ADAAG, UFAS and/or the CBC.

1 c. Allowing the construction or alteration by
other entities of sidewalks, curb ramps,
2 crosswalks and other elements of the
pedestrian right of way in a manner that fails
3 to comply with applicable federal and state
disability access standards, including
4 *inter alia*, the 2010 ADAS, ADAAG and/or
the CBC.

5 d. With respect to intersections on streets that
are resurfaced or otherwise altered or
6 newly constructed, failing to install curb
ramps at those locations that comply with
7 applicable federal and state disability access
standards, as required by federal and
8 state law.

9 e. Failing to maintain its pedestrian rights of
way in a condition that is readily
10 accessible to persons with mobility

disabilities by preventing or eliminating access

11 barriers caused by damaged or deteriorated
sidewalks, curb ramps, cross walks and
12 other elements of the pedestrian right of way,
as required by federal and state law.

13 f. With respect to newly constructed curb
ramps, failing to utilize or require the
14 utilization of designs that comply with
federal and state accessibility standards,
15 including the 2010 ADAS, ADAAG, UFAS
and/or the CBC.

16 g. Failing to remediate newly constructed or
altered sidewalks, curb ramps, streets or
17 other elements of the pedestrian right of way
that do not comply with federal
18 and/or state accessibility standards as
required by 28 C.F.R. § 35.151(c)(5) and
19 California Government Code § 4452.

20 h. Failing to adopt, implement or enforce
ordinances or other requirements necessary
21 to ensure that pedestrian rights of way are

kept free of temporary or permanent
22 obstructions resulting in access barriers for
people with mobility disabilities.

23 i. Failing to ensure the remediation of mid-
block access barriers on sidewalks and
24 other pedestrian walkways including, *inter*
alia, broken, cracked, crumbled, steep,
25 sunken, uneven or otherwise inaccessible
surfaces, as well as obstacles placed in
26 the path of travel, such as bus stop benches,
utility boxes, or light poles, when
27 necessary to provide access
to the pedestrian rights of way. 28

1 j. Failing to adopt or implement any adequate
policy or procedure for inspecting,

2 repairing and maintaining the pedestrian
rights of way so that they are readily

3 accessible to persons with mobility
disabilities.

4 3. As a result of the above policies and practices
and Defendant's acts and omissions
5 alleged herein, the City's pedestrian rights of way
are characterized by numerous physical access
6 barriers to persons with mobility disabilities,
including but not limited to the following:

7 a. Missing, unsafe and/or inaccessible curb
ramps that do not comply with

8 federal and/or state access standards (*e.g.*, slopes
too steep, hazardous cross-slopes, curb
9 ramp lips);

10 b. Pedestrian rights of way that are cracked,

crumbled, steep, sunken, or uneven

11 or that have excessive slopes or broken and
inaccessible surfaces; and,

12 c. Physical obstacles on the sidewalk
between intersections, such as improperly
13 placed signs, poles, trash receptacles, utility
boxes, and bus stop benches.

14 4. Defendant has constructed, caused and/or
failed to remediate or eliminate these
15 barriers. As a result of Defendant's discriminatory
conduct, Plaintiffs and the members of the
16 putative class have been injured. Specifically,
Plaintiffs and the members of the putative class
17 have been denied full and equal access to the City's
pedestrian rights of way as required by federal
18 and state law.

19 5. The inaccessibility of the City's pedestrian
right of way results in Plaintiffs and the
20 members of the putative class being denied full and
equal access to places of public
21 accommodation, places of employment, and other
places to which the general public is invited.

22 Further, the inaccessibility of the City's pedestrian
right of way contributes to the isolation and
23 segregation of persons with mobility disabilities by
making it impossible or more difficult for them
24 to visit or socialize with family members and
friends. Moreover, as a result of Defendant's
25 discriminatory conduct as alleged herein, Plaintiffs
and the members of the putative class are
26 forced to struggle with access barriers in the City's
pedestrian rights of way on a daily basis,
27 resulting in fatigue, physical injury, emotional
distress, and/or damage to wheelchairs and other
28 mobility devices.

1 6. The lack of access to the City's system of
pedestrian rights of way and the existence
2 of access barriers therein deprives people with
mobility disabilities of their independence, prevents
3 them from traveling throughout the City without
difficulty and essentially relegates them to
4 second-class citizen status. The injuries alleged
herein are ongoing, and Plaintiffs and the
5 members of the putative class are certain to face the
imminent threat of further injuries including
6 the denial of full and equal access to the City's
pedestrian rights of way, struggling with access
7 barriers, physical exhaustion and injuries (including
the risk of death from being forced to roll in
8 the street with cars and buses because of missing
curb ramps), as well as isolation, segregation,
9 humiliation, hardship, anxiety, indignity and
embarrassment.

10 7. The discrimination and denial of full and
equal access to Defendant's pedestrian
11 rights of way for persons with mobility disabilities
complained of herein are the direct result of
12 Defendant's policies and practices with regard to the
City's pedestrian walkways and disability
13 access. These policies and practices, or lack thereof,
have resulted in discrimination against
14 persons with disabilities in the form of denial of
access to the City's pedestrian rights of way that
15 manifests in common ways throughout the City.
Substantial portions of the City's more than
16 one-thousand miles of sidewalks do not comply with
federal and state access standards and are in
17 need of repair.

18 8. The accessibility of pedestrian rights of way
to persons with mobility disabilities
19 goes to the heart of the purpose of the ADA and
other disability rights laws, including providing
20 full and equal access to public facilities, as well as
promoting independence and social and
21 economic integration for persons with disabilities.

Defendant provides and is responsible for
22 maintaining these public pedestrian rights of way,
which constitute essential public facilities for
23 residents and visitors alike. Yet this system of
pedestrian rights of way is not accessible to
24 persons with mobility disabilities in violation of the
ADA, Section 504 and Cal. Govt. Code §
25 11135. This lawsuit seeks to require Defendant to
comply with these critical federal and state
26 civil rights laws. By its conduct as alleged herein,
Defendant harmed and continues to harm
27 people with mobility disabilities by Defendant's
unlawful conduct in failing to make its
28 pedestrian rights of way accessible as required by
federal and state law.

1 9. Plaintiffs seek declaratory and injunctive
relief against Defendant for violating the
2 ADA, Section 504 and Cal. Govt. Code § 11135 and
their accompanying regulations, as well as
3 an award of reasonable attorneys' fees, litigation
expenses, and costs under applicable law.
4 Plaintiffs have no adequate remedy at law, and
unless Defendant is preliminarily and
5 permanently enjoined, Plaintiffs will continue to
suffer irreparable harm as a result of being
6 denied full and equal access to these public
facilities. In addition, the named Plaintiffs seek
7 compensatory damages on an individual basis
pursuant to the ADA, as Defendant has acted with
8 deliberate indifference to the named Plaintiffs'
federally protected civil rights.

Major Projects Division Update

Broadway Streetscape Improvements

Martin Luther King Jr. Way Streetscape Improvements

7th Street Connection Project

Mayor's Commission on Persons with Disabilities
10.16.2023



CITY OF
OAKLAND

DEPARTMENT OF
TRANSPORTATION

Exhibit I

MAJOR PROJECTS DIVISION – MCPD

PURPOSE OF OUR PRESENTATION:

To provide an update on the Broadway Streetscape Improvements and introduce the Martin Luther King Jr. Way Streetscape Improvements and the 7th Street Connection Project.

OUTLINE

1. Overview of projects
2. Summary of engagement to date
3. Broadway designs
4. MLK Jr. Way designs
5. 7th Street designs (TBD)
6. Q & A



CITY OF
OAKLAND

**DEPARTMENT OF
TRANSPORTATION**

EXHIBIT I

PROJECT OVERVIEW

- Broadway from 2nd Street to 11th Street and 20th Street to Grand Avenue
- Martin Luther King, Jr. Way from 2nd Street to 14th Street
- 7th Street from Mandela Parkway to MLK Jr. Way



PREVIOUS ENGAGEMENT

Several plans and programs have called for improvements on Broadway, MLK Jr. Way, and 7th Street:

- 2017 Pedestrian Plan
- 2019 Bike Plan
- Downtown Oakland Specific Plan
- Transit Action Strategy
- West Oakland Specific Plan
- West Oakland Community Action Plan

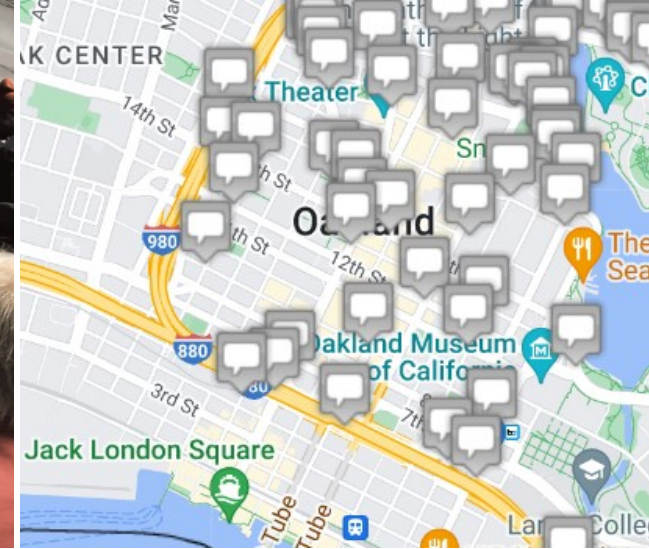


Exhibit I

SUMMER 2023 ENGAGEMENT: **Broadway and MLK Jr. Way**

Our engagement strategies:

- ✓ Survey (Spanish, Chinese, and English)
- ✓ Tabling at events
- ✓ Presentations and briefings
- ✓ Digital engagement
- ✓ Postcard mailing
- ✓ Corridor walks



Exhibit I

UPCOMING ENGAGEMENT

Upcoming Community Meeting

When: 5-7pm, October 26th

Where: TBD

What: Fun and engaging event for the 7th Street Connection Project

Engagement for 7th Street Connection Project:

- Survey open until mid-November
- Pop-up events
- Community Open House events
- Presentations and briefings
- Digital engagement
- Corridor walks

WHAT WE'VE HEARD: **BROADWAY**

Key themes from engagement:

Pedestrian safety is the top priority

Safe bicycle connections are needed

Urban greening is a high priority

Underpass needs improvement



How the project incorporates feedback from engagement:

Project will shorten crossing distances, add high visibility crosswalks, and reduce speeding

Separated bike lanes will be constructed on parallel streets, as part of other projects

New landscaping and trees will be added, and existing trees will be preserved, where feasible

Underpass improvements will include lighting and placemaking

WHAT WE'VE HEARD: **MLK Jr. Way**

Key themes from engagement:

Pedestrian safety is the top priority

Most prefer protected bike lanes

Excitement for new trees

Excitement for new lighting



How the project incorporates feedback from engagement:

Shortened crossing distances, high visibility crosswalks, reduced speeding

Protected cycle track will be constructed

New landscaping and trees will be added, and existing trees will be preserved, where feasible

Project will include new pedestrian scale lighting

WHAT WE'VE HEARD: 7th Street

Key themes from engagement:

Protected bike lanes are needed

Vehicle speeds should be slower

Art/placemaking is needed

Excitement for new trees



How the project incorporates feedback from engagement:

Protected bike lanes will be constructed

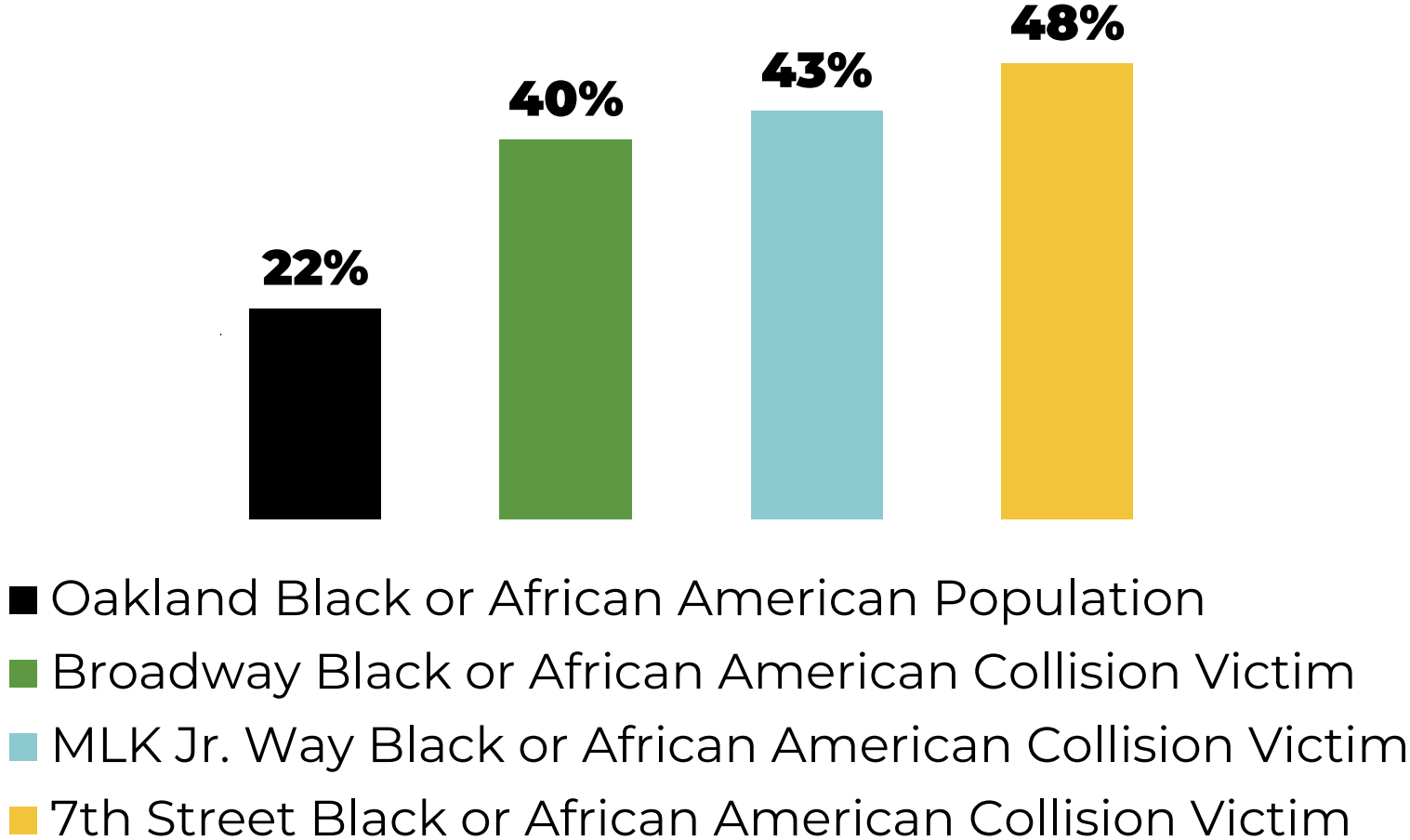
A road diet will help calm traffic

Art/placemaking will be included, where feasible

New landscaping and trees will be added, and existing trees will be preserved, where feasible

RACIAL DISPARITIES IN COLLISIONS: Broadway, MLK Jr. Way, 7th Street

Collision victims on these three corridors were twice as likely to be Black Oaklanders



BROADWAY: Conceptual Plans (2nd to 4th Street)

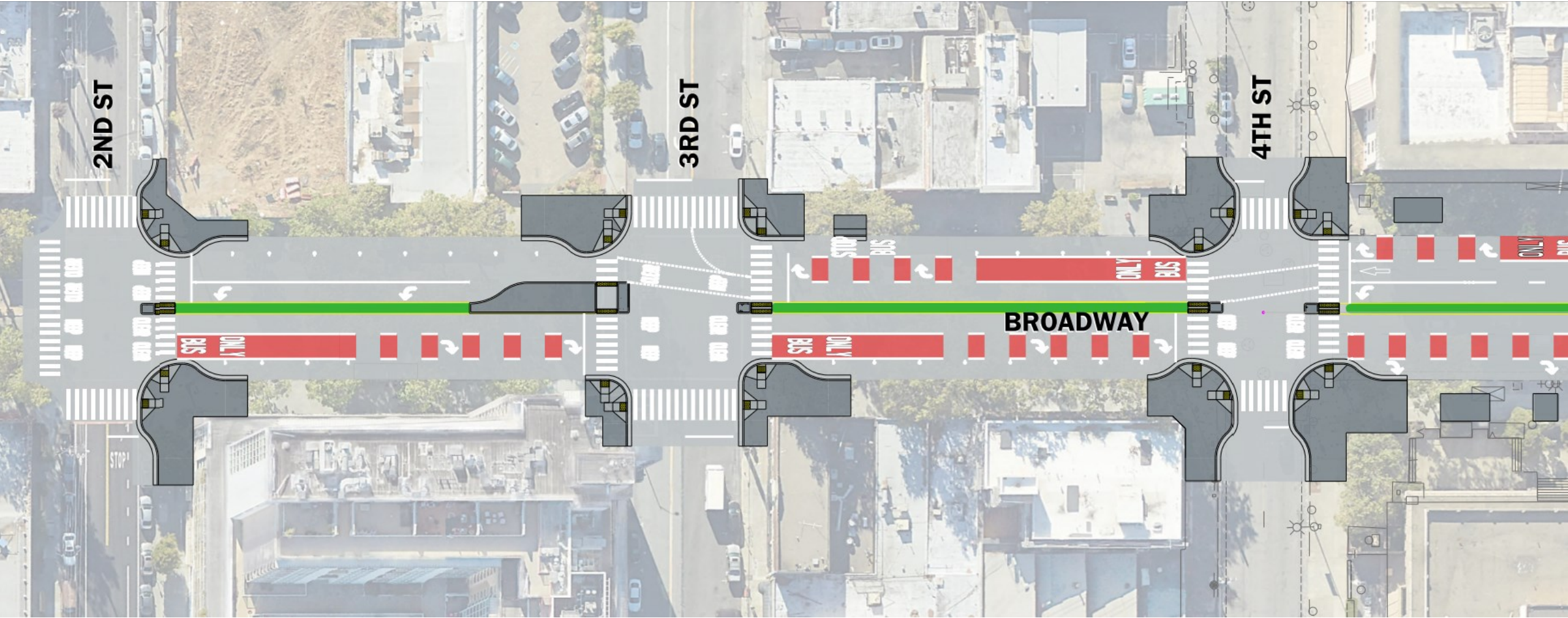


Exhibit I

BROADWAY: Conceptual Plans (5th to 6th Street, Under I-880)

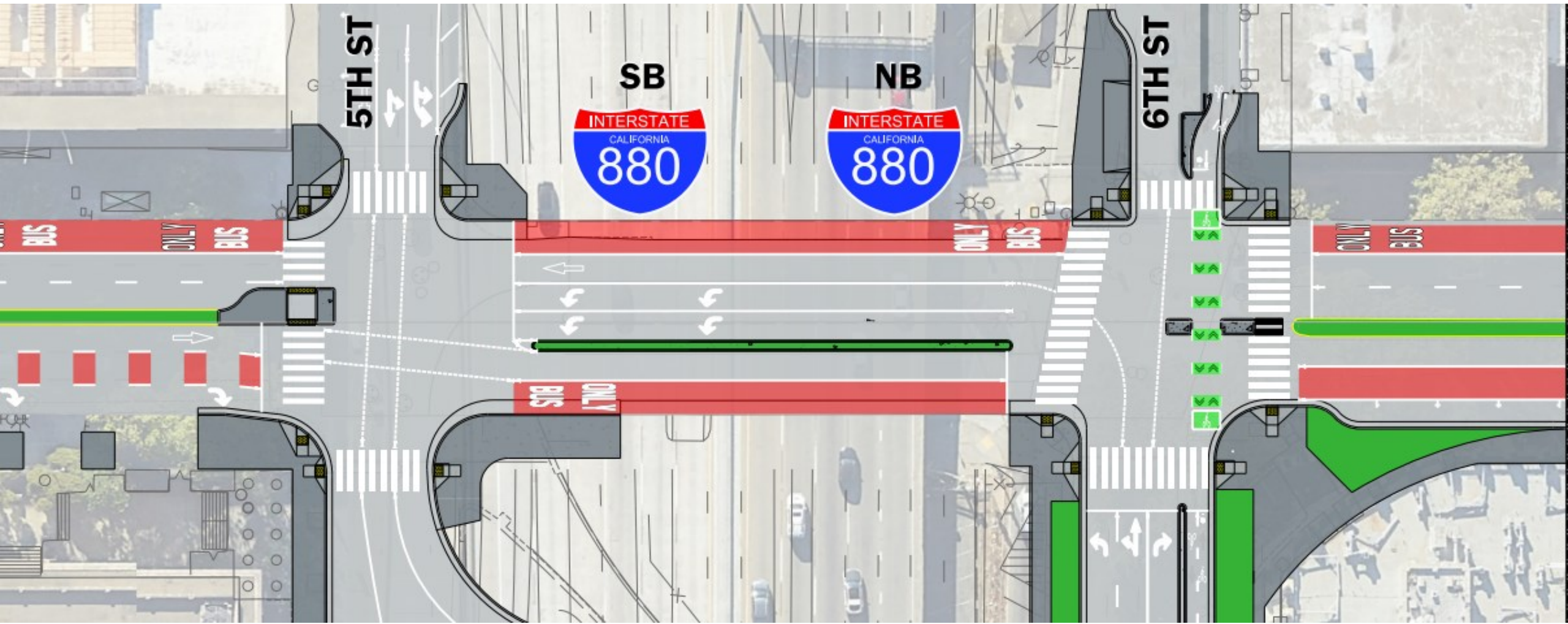


Exhibit I

BROADWAY: Conceptual Plans (7th to 8th Street)

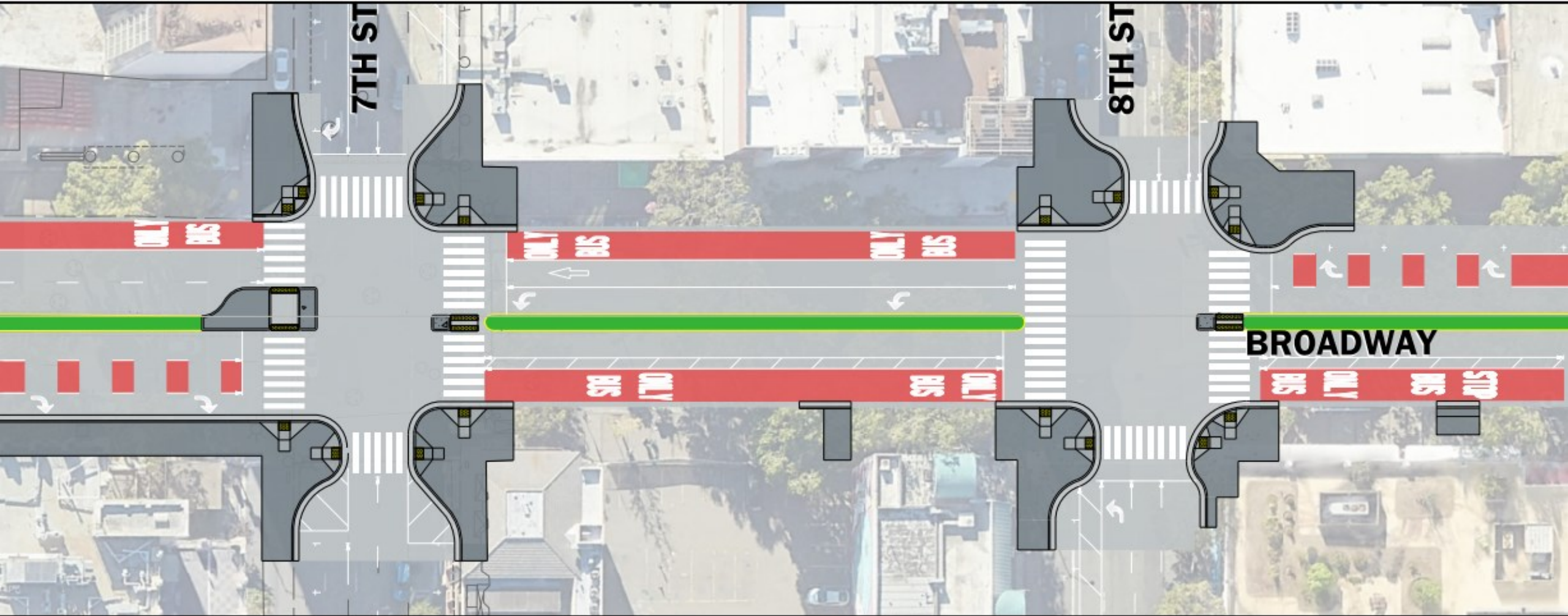


Exhibit I

BROADWAY: Conceptual Plans (9th to 11th Street)

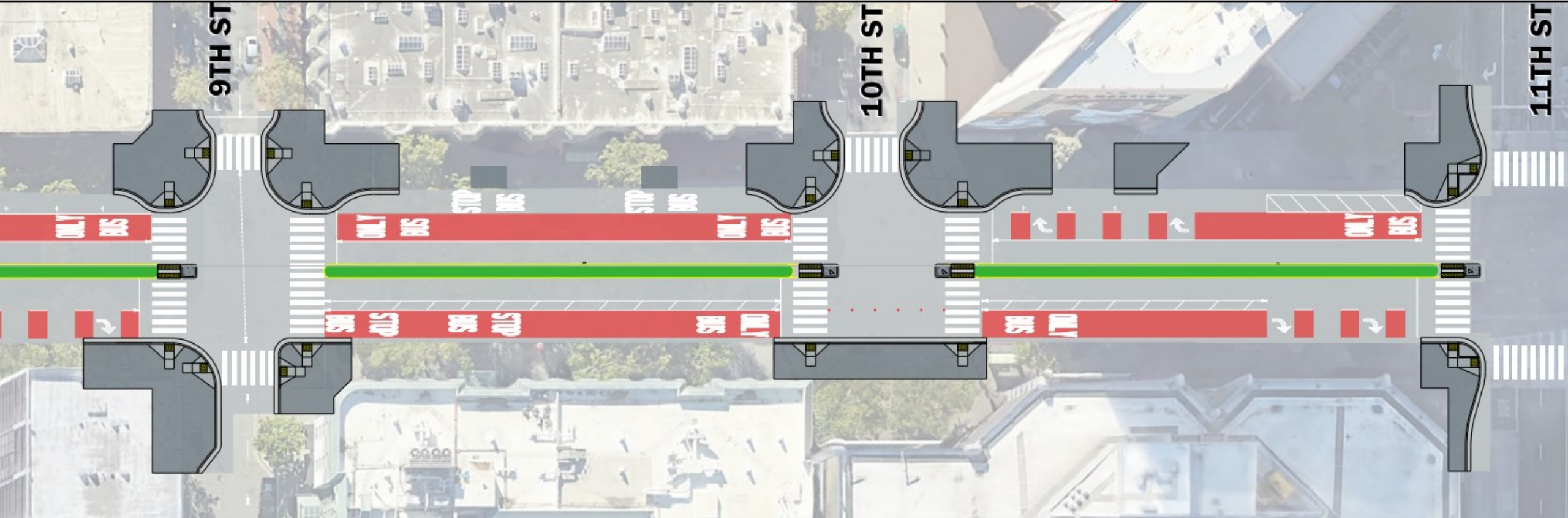


Exhibit I

BROADWAY: Conceptual Plans (20th to 21st Street)

THOMAS L.
BERKLEY WAY

21ST ST



BROADWAY: Conceptual Plans (22nd Street to Grand Avenue)

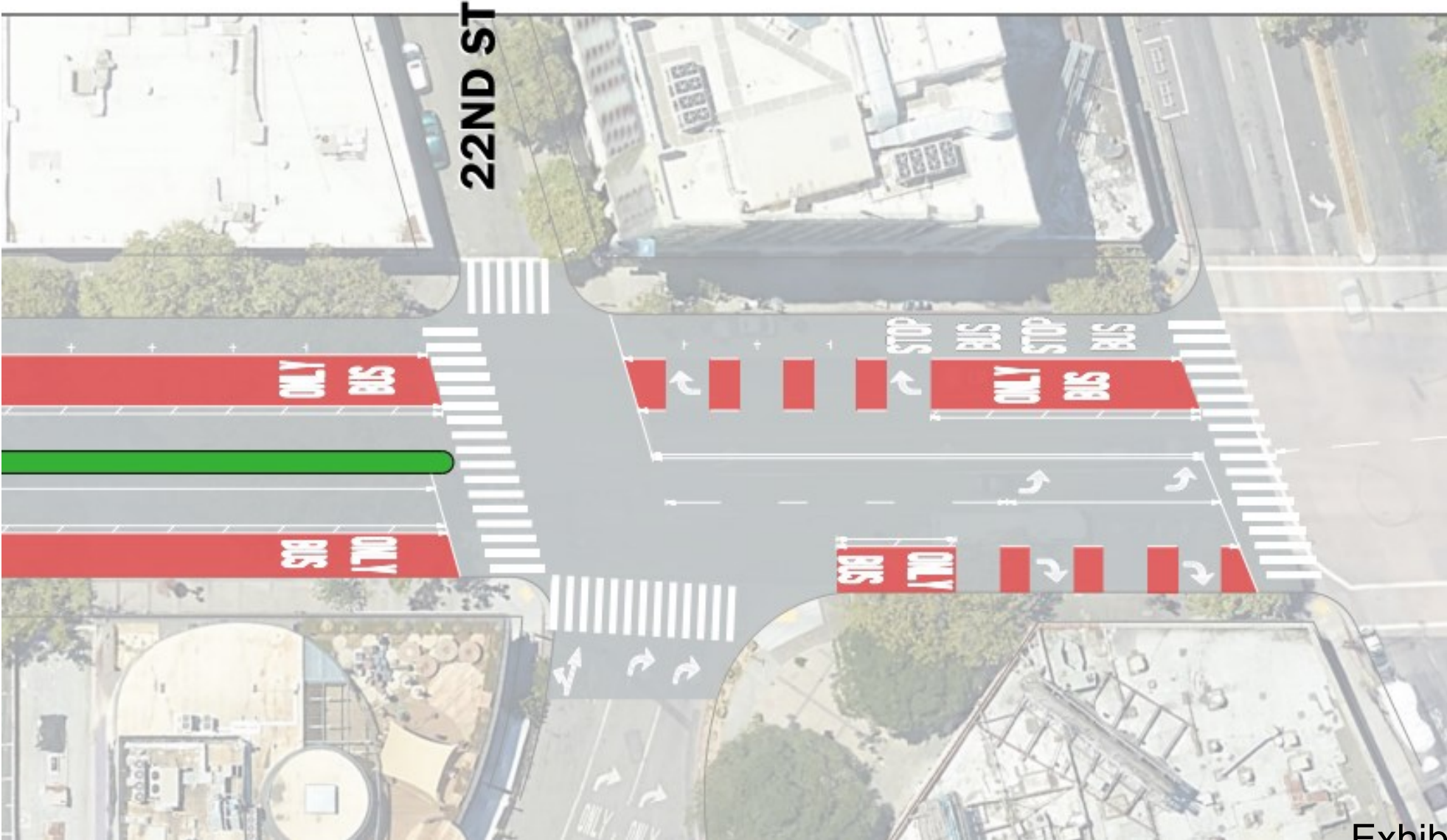
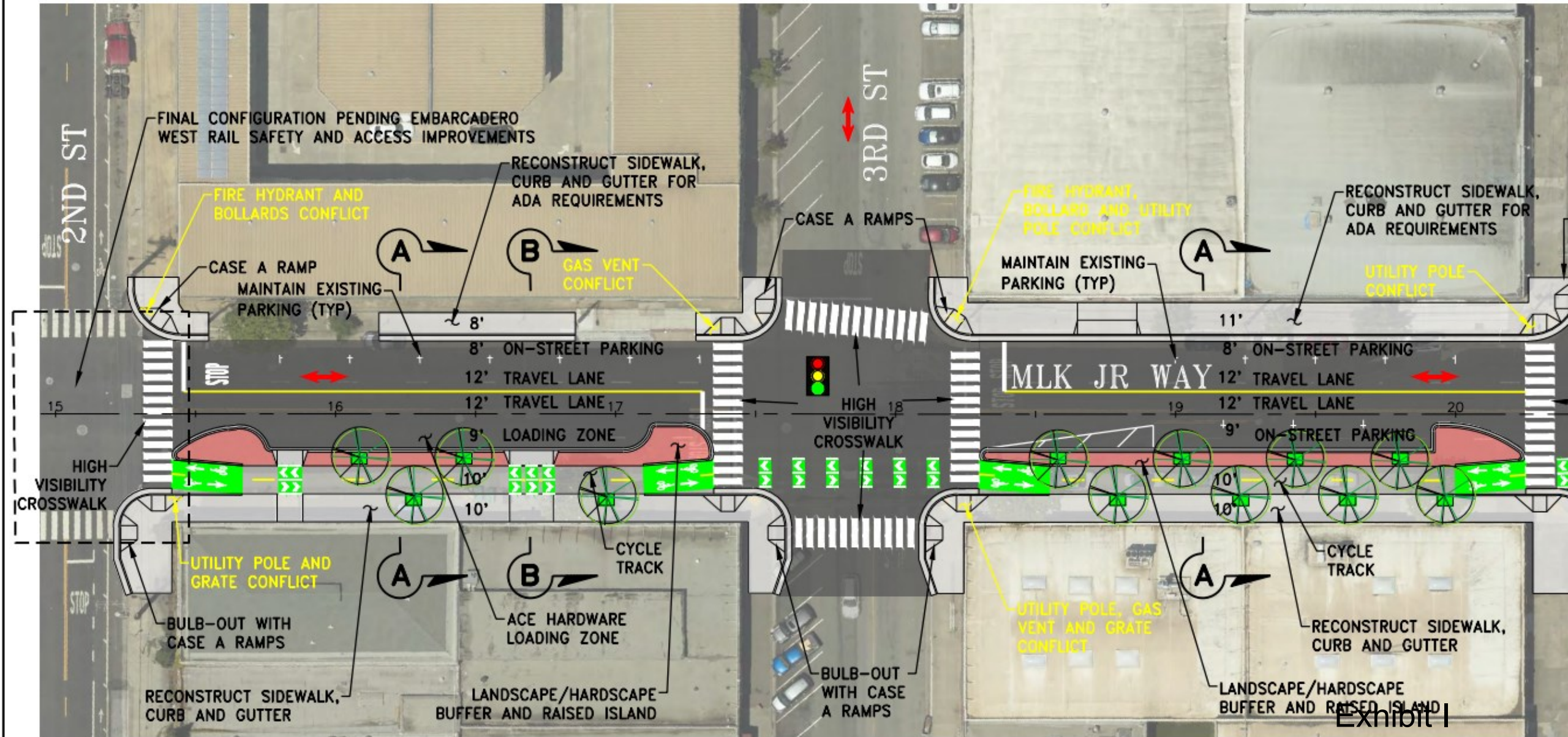


Exhibit I

MLK: Conceptual Plans (2nd to 3rd Street)



MLK: Conceptual Plans (7th to 8th Street)

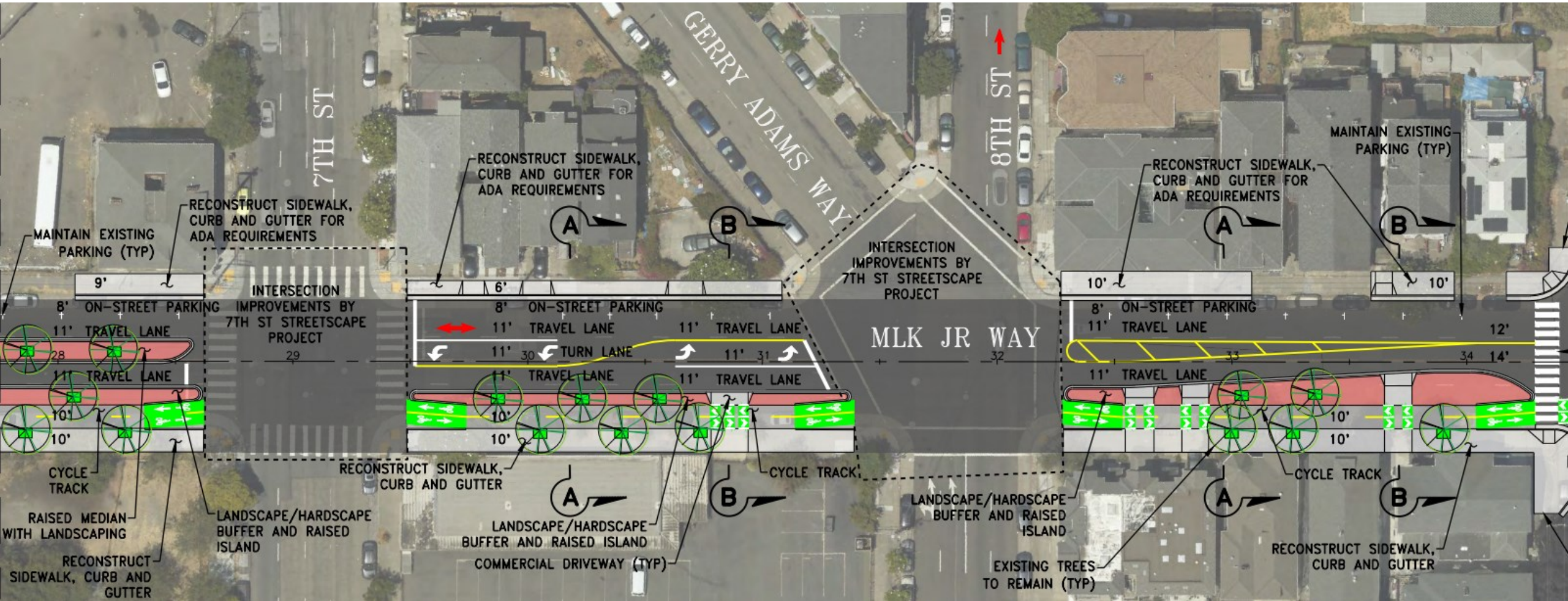


Exhibit I

MLK: Conceptual Plans (9th to 11th Street)

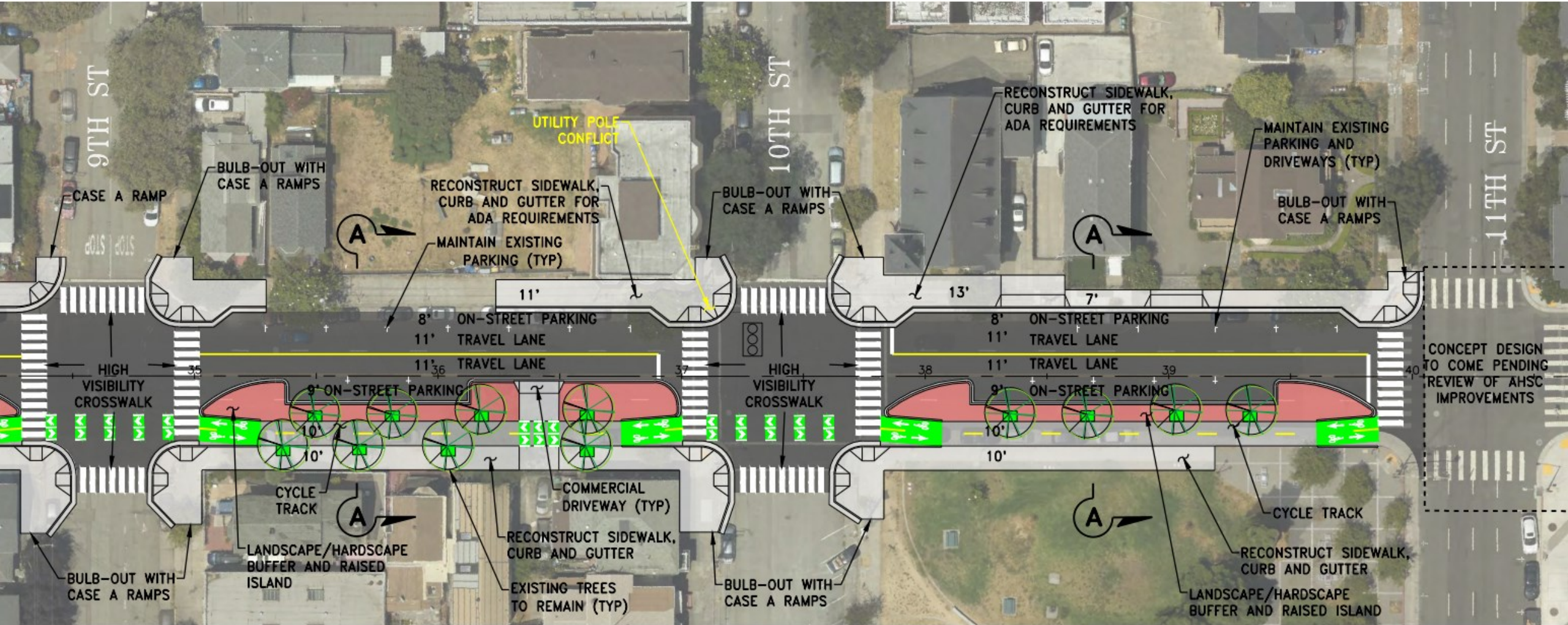


Exhibit I

ENGAGEMENT AND DESIGN TIMELINE

Timeline	Actions
Now – 11/2023	<ul style="list-style-type: none">• Present to City Commissions and neighborhood groups and collect survey responses for 7th Street
10/24/23	<ul style="list-style-type: none">• Pop-up at West Oakland BART for 7th Street
10/26/23	<ul style="list-style-type: none">• Community meeting for 7th Street at [TBD]
11/8/23	<ul style="list-style-type: none">• Community meeting for 7th Street at [TBD]
11/2023	<ul style="list-style-type: none">• Finalize 35% designs for all projects
Spring 2024	<ul style="list-style-type: none">• Finalize 100% designs for all projects
2024-2026	<ul style="list-style-type: none">• Continue engagement and update community on what to expect during construction (Anticipated Start '25-'26)

We would love your feedback on the designs and engagement strategies!

Questions?

CONTACT US



Contact:

mpd@oaklandca.gov

Team Webpage

www.oaklandca.gov/MPD

Project Webpages

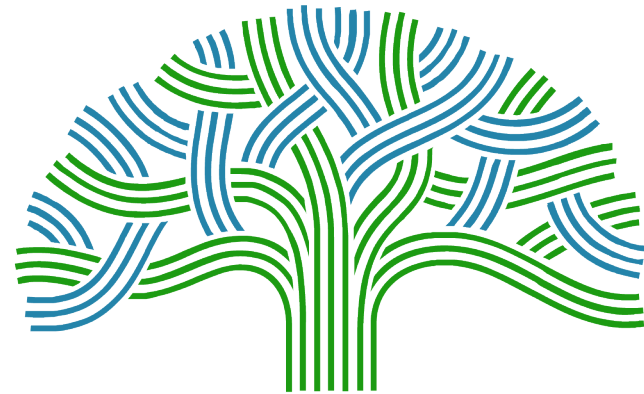
www.oaklandca.gov/mlk

www.oaklandca.gov/broadway

www.oaklandca.gov/7thStreet

OAKLAND 2045 GENERAL PLAN UPDATE

MAYOR'S COMMISSION ON PERSONS WITH DISABILITIES (MCPD)



OAKLAND 2045
GENERAL PLAN

October 16, 2023

ASK

Help us make our community engagement more accessible in the upcoming Phase II of the General Plan Update

Phase II begins later this year



WHAT IS A GENERAL PLAN?



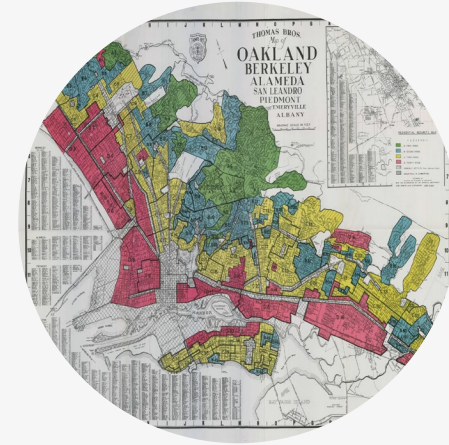
"Constitution" for development and conservation

Establishes citywide vision, supporting goals, policies, and implementation measures



Opportunity to look back to identify past challenges and accomplishments

Provides consistent direction for future development



Opportunity to Reduce Racial Inequities & Promote Inclusive Engagement

Engage our community in the planning and decision-making process

PURPOSE OF AND NEED FOR THE GENERAL PLAN

- The City of Oakland is required to adopt (and update) a General Plan pursuant to Section 65300 of the California Government Code.
- Many portions of Oakland's General Plan were adopted over 23 years ago.



HOW DOES THE GENERAL PLAN IMPACT OAKLAND?

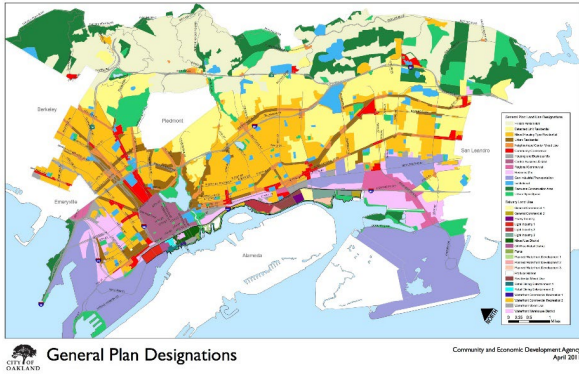


Number and quality
of parks and
recreational spaces



Protect and enhance
cultural & natural
resources

HOW DOES THE GENERAL PLAN IMPACT OAKLAND?



Number and types
of jobs



How people get
around

PHASE I – JUST COMPLETED

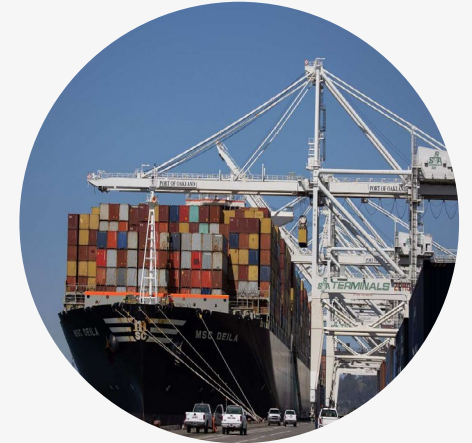


SAFETY



ENVIRONMENTAL
JUSTICE

New Requirement



INDUSTRIAL
LANDS POLICY

New

PHASE II – BEGINS NOVEMBER 2023



LAND USE &
TRANSPORTATION
(LUTE)



OPEN SPACE,
CONSERVATION
& RECREATION
(OSCAR)



INFRASTRUCTURE &
FACILITIES
New
Includes a new
capital improvement
strategy



NOISE

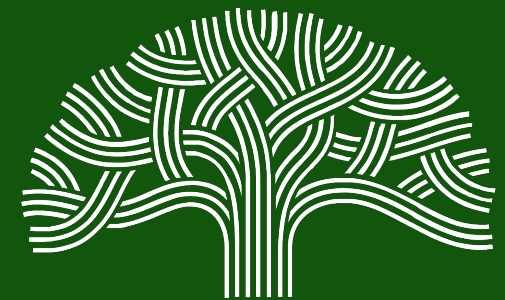


PHASE 2 SCHEDULE

- Racial Equity Impact Analysis
- CEQA



COMMUNITY ENGAGEMENT



OAKLAND 2045
GENERAL PLAN

EXPAND ENGAGEMENT & IMPROVE ACCESSIBILITY

- Currently developing Phase II Community Engagement Plan
- Accessibility section of the Community Engagement Plan will use guidance from:
 - ADA Services
 - MCPD feedback on Phase I
 - MCPD & Accessibility Committee feedback on the Downtown Oakland Specific Plan
- Looking back on Phase I, does the MCPD have specific suggestions for how to improve accessibility in Phase II?

IMPROVE ACCESSIBILITY CITYWIDE

- Planning staff will return to the MCPD to receive feedback on the relevant content of Phase II, including access to:
 - Transportation
 - Parks and open space
 - Facilities such as recreation centers, emergency services and libraries



VISIT THE GENERAL PLAN UPDATE WEBSITE FOR
MORE INFORMATION AND TO SIGN-UP FOR
REGULAR UPDATES:

[WWW.OAKLANDCA.GOV/TOPICS/GENERAL-
PLAN-UPDATE](http://WWW.OAKLANDCA.GOV/TOPICS/GENERAL-PLAN-UPDATE)